CITY OF HAMILTON BY-LAWS
90-176 → 90-311

The Following by-laws are missing from this volume:

90-200 - 90-214

Bill No. C-2

The Corporation of the City of Hamilton

BY-LAW NO. 90-176

To Authorize:

INCREASED COST FOR THE REPLACEMENT OF RINK SLAB AND BOARDS FOR THE MOUNTAIN ARENA PROJECT

WHEREAS the Ontario Municipal Board by Order dated the 12th day of January 1990, (File No. E 900021), approved,

(a) the replacement of Rink Slab and Boards - Mountain Arena Project at an estimated cost of $425,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(b) the issuance of the necessary debentures to a maximum of $425,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

AND WHEREAS By-law No. 90-58, passed on the 13th day of March 1990, authorized proceeding with the replacement of Rink Slab and Boards for the Mountain Arena Project and the issue of debentures in accordance with the Ontario Municipal Board Order dated the 12th day of January 1990;

AND WHEREAS the Ontario Municipal Board by Order dated the 2nd day of May 1990, (File No. E 900021) approved,

(c) an additional expenditure of $71,000.00 covering an additional estimated cost of this amount, and the borrowing of money by way of temporary advances not exceeding in the aggregate such additional estimated cost pending the sale of debentures, and

(d) the issuance of additional debentures in the amount of $71,000.00, by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation;

AND WHEREAS it is now intended to proceed with the replacement of Rink Slab and Boards for the Mountain Arena Project, in accordance with the total expenditure as approved by the Ontario Municipal Board, in accordance with the Order of the Ontario Municipal Board dated the 2nd day of May 1990.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the replacement of Rink Slab and Boards for the Mountain Arena Project may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 2nd day of May 1990.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this *26th* day of *June* A.D. 1990.

City Clerk *acting* Mayor

(1990) 5 R.P.R.C. 16, March 27

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. D- 68

The Corporation of the City of Hamilton

BY-LAW NO. 90- 177

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED NORTH OF RYMAL ROAD EAST, BETWEEN UPPER SHERMAN AVENUE AND UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 85, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 90-41, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, 1983.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-27D and E-27E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from **"AA"** (Agricultural) District to **"C"** (Urban Protected Residential, etc.) District, the land comprised in Blocks 1 and 2; and

(b) by changing from **"AA"** (Agricultural) District to **"R-4"** (Small Lot Single-Family Detached) District, the land comprised in Block 3; and

(c) by changing from **"AA"** (Agricultural) District to **"RT-20"** (Townhouse - Maisonette) District, the land comprised in Blocks 4, 5, 6 and 7; and

(d) by changing from **"AA"** (Agricultural) District to **"DE-3"** (Multiple Dwellings) District, the lands comprised in Blocks 8, 9 and 10; and

(e) by changing from **"AA"** (Agricultural) District to **"E-2"** (Multiple Dwellings) District, the land comprised in Blocks 11, 12 and 13; and

(f) by changing from **"AA"** (Agricultural) District to **"G-1"** (Designed Shopping Centre) District, the land comprised in Block 14,

the extent and boundaries of each of which Blocks 1 to 14, inclusive are shown on a plan hereto annexed as Schedule "A".

2. The **"RT-20"** (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1(c) are amended to the extent only of the special requirement that,

(a) notwithstanding section 10E(2)(a) of By-law No. 6593 the following Residential Use shall be prohibited:

3. A Street Townhouse Dwelling, subject to the "RT-30" District provisions of section 10F.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1156.

5. Sheets No. E-27D and E-27E of the District Maps are amended by marking the lands referred to in section 2 of this by-law, S-1156.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

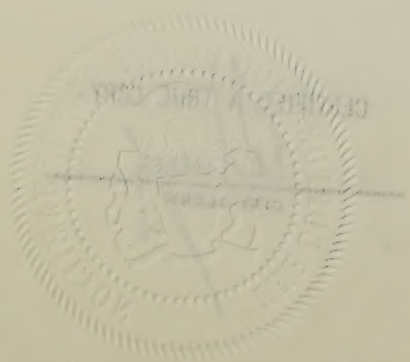
City Clerk

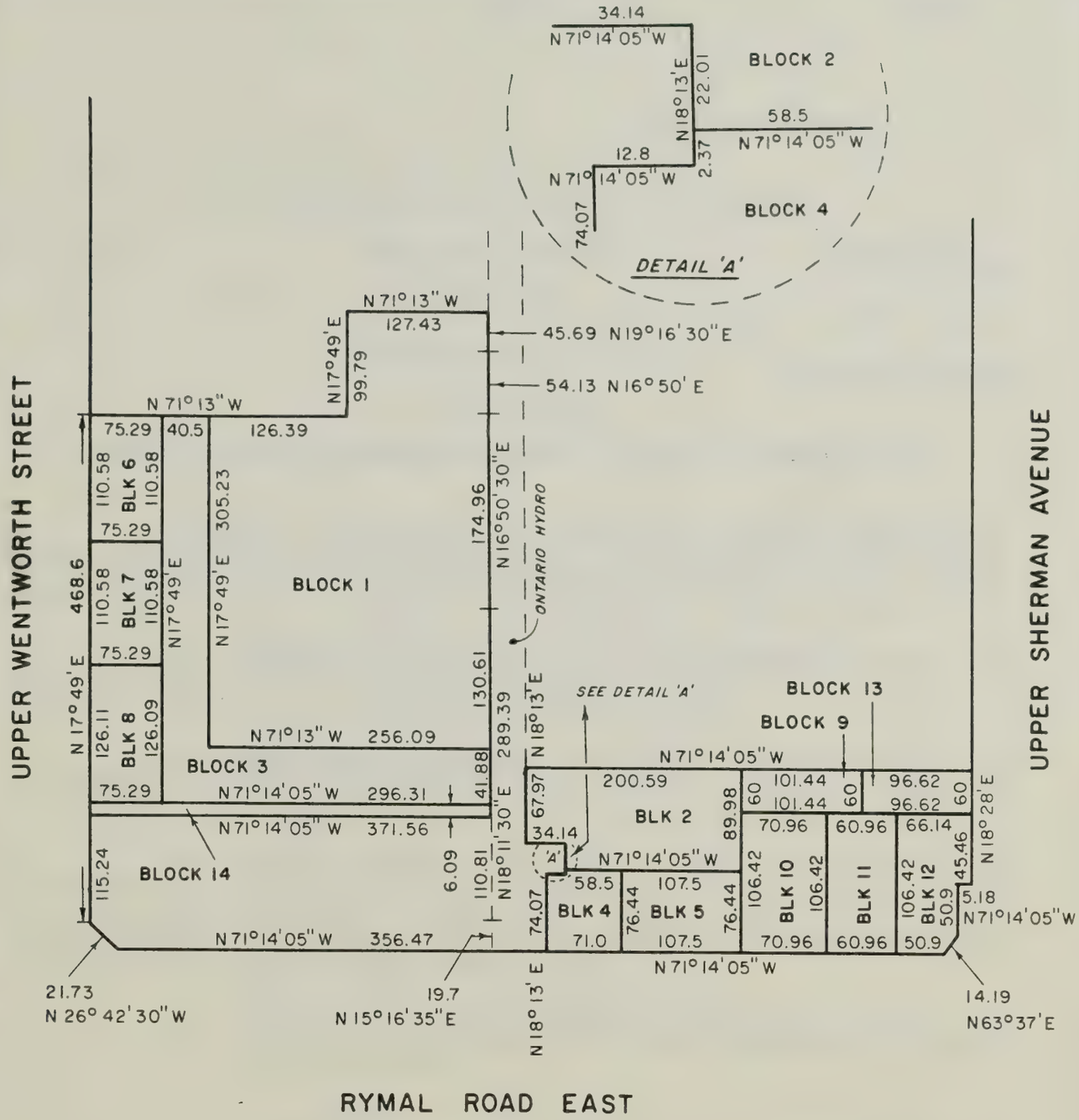
acting Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 2 R.P.D.C. 9(b), January 30
Rymal Square Developments Inc., Owner
ZA-89-42





NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-177
PASSED THE 26th DAY OF June

Clerk

acting Mayor

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-42
	Date	Drawn By
	MAY 24, 1990	Z.K.

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90- 177

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from "AA" (Agricultural) District to:

BLOCKS 1&2	"C" (Urban Protected Residential, etc.) District.
BLOCK 3	"R-4" (Small Lots Single-Family Detached) District.
BLOCKS 4,5,6&7	"RT-20" (Townhouse-Maisonette) District, Modified.
BLOCKS 8,9&10	"DE-3" (Multiple Dwellings) District.
BLOCKS 11,12&13	"E-2" (Multiple Dwellings) District.
BLOCK 14	"G-1" (Designed Shopping Centre) District.

Bill No. D-69

The Corporation of the City of Hamilton

BY-LAW NO. 90-178

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 70 AND 80 LANCING DRIVE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"M-14"** (Prestige Industrial) District provisions, as contained in Section 17F of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

(a) notwithstanding Section 17F(1)(b) of By-law No. 6593, the following additional Commercial Use shall be permitted:

S.I.C. Identification	Commercial Use
5611	Iron and Steel Primary Forms and Structural Shapes, Wholesale

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-14" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1174.

4. Sheet No. E-59D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1174.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

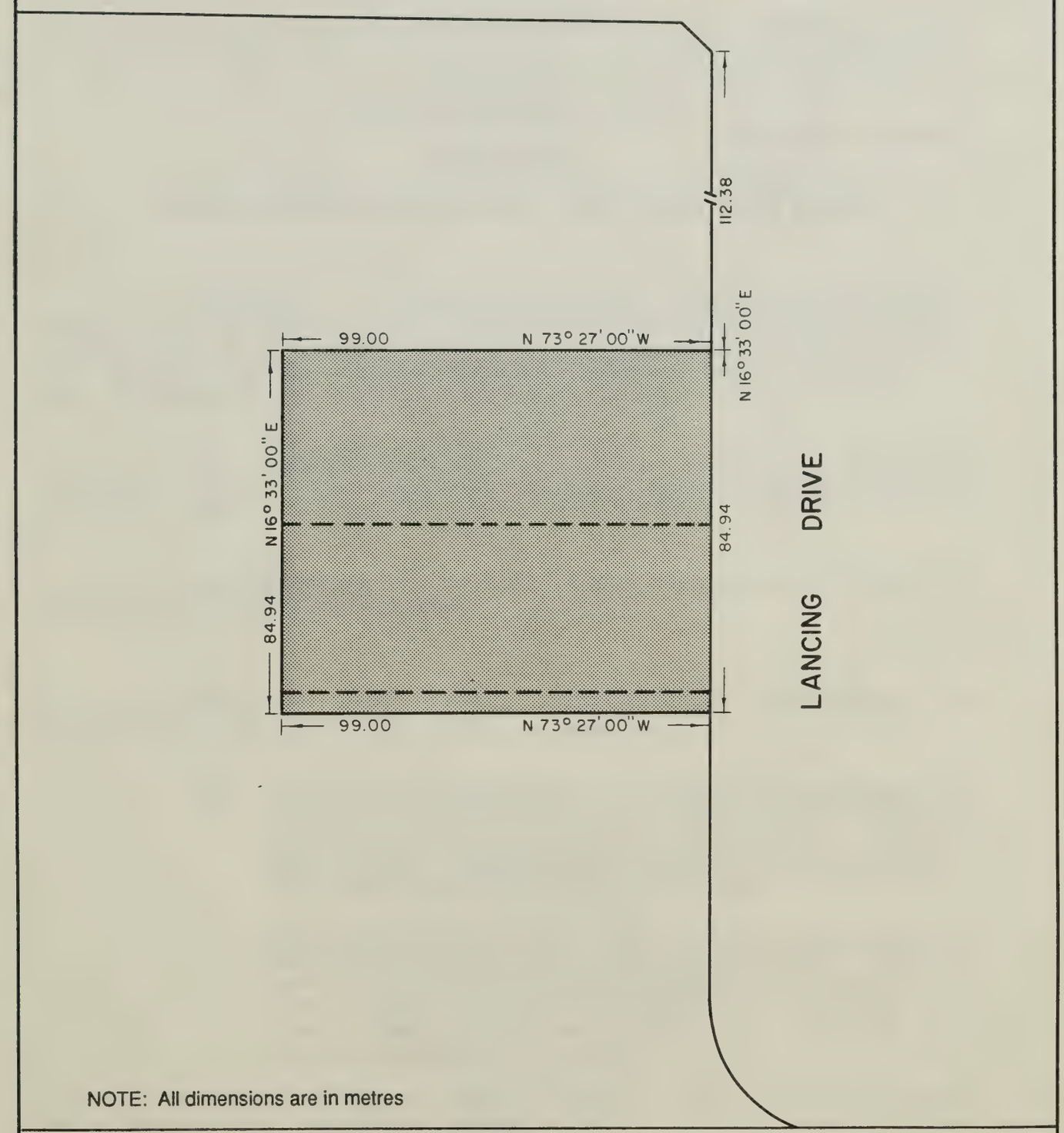
PASSED this 26th day of June A.D. 1990.

City Clerk

acting Mayor

(1990) 9 R.P.D.C. 13, April 24
Juan Puig, Owner
ZA-90-02

CERTIFIED A TRUE COPY
CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-178
Passed the 26th day of June, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-178
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90 - 02
	Date	Drawn By
	APRIL, 1990	L.B.

Bill No. D-70

The Corporation of the City of Hamilton

BY-LAW NO. 90- 179

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1574 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"L-mr-1"** (Planned Development - Multiple Residential) District to **"L-r"** (Planned Development - Low Density Residential) District to**"C"** (Urban Protected Residential, etc.) District, the land comprised in Block 1, and

(b) by changing from **"L-mr-1"** (Planned Development - Multiple Residential) District to **"L-r"** (Planned Development - Low Density Residential) District to **"D"** (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The **"D"** (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the land referred to in section 1(b) are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10D(7)(a) of By-law No. 6593, a townhouse dwelling having not more than 3 single-family dwelling units shall be permitted;

(b) notwithstanding Section 10D(7)(b) of By-law No. 6593, a lot width of not less than 20.20 m shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1173.

5. Sheet No. E-38D of the District Maps is amended by marking the lands referred to in section 1(b) of this by-law, S-1173.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

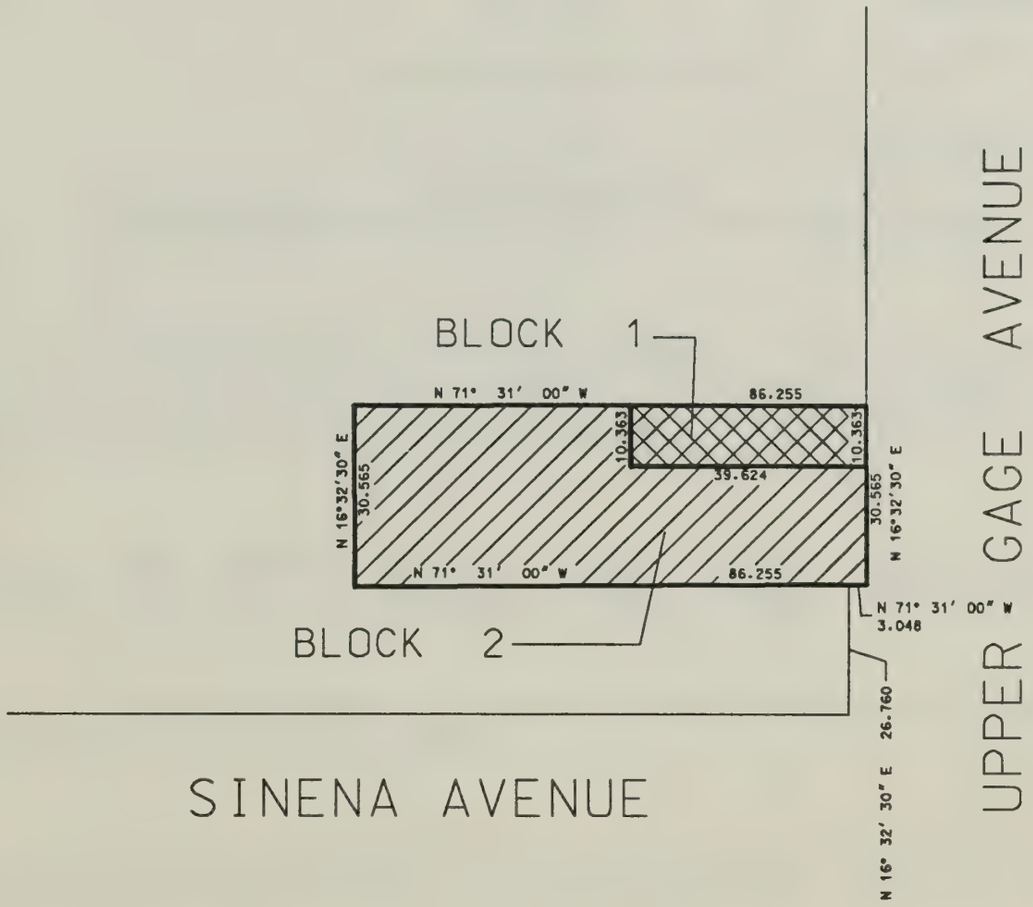
City Clerk

acting Mayor

(1990) 9 R.P.D.C. 11, April 24
Alena Miller, Owner
ZA-90-12

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90- 179
Passed the 26th day of June, 1990.

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90- 179
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Change in zoning from:

BLOCK 1: "L-mr-1" (Planned Development-Multiple Residential) District, modified to "C" (Urban Protected Residential,etc.) District.

BLOCK 2: "L-mr-1" (Planned Development-Multiple Residential) District, modified to "D" (Urban Protected Residential-One and Two Family Dwellings, Townhouses,etc.) District, modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA-90-12
	Date	Drawn By
	MAY 1990	T.A.

Bill No. D-71

The Corporation of the City of Hamilton

BY-LAW NO. 90-*180*

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT
THE REAR OF MUNICIPAL NO. 1490 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"R-4"** (Small Lot Single-Family Detached) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

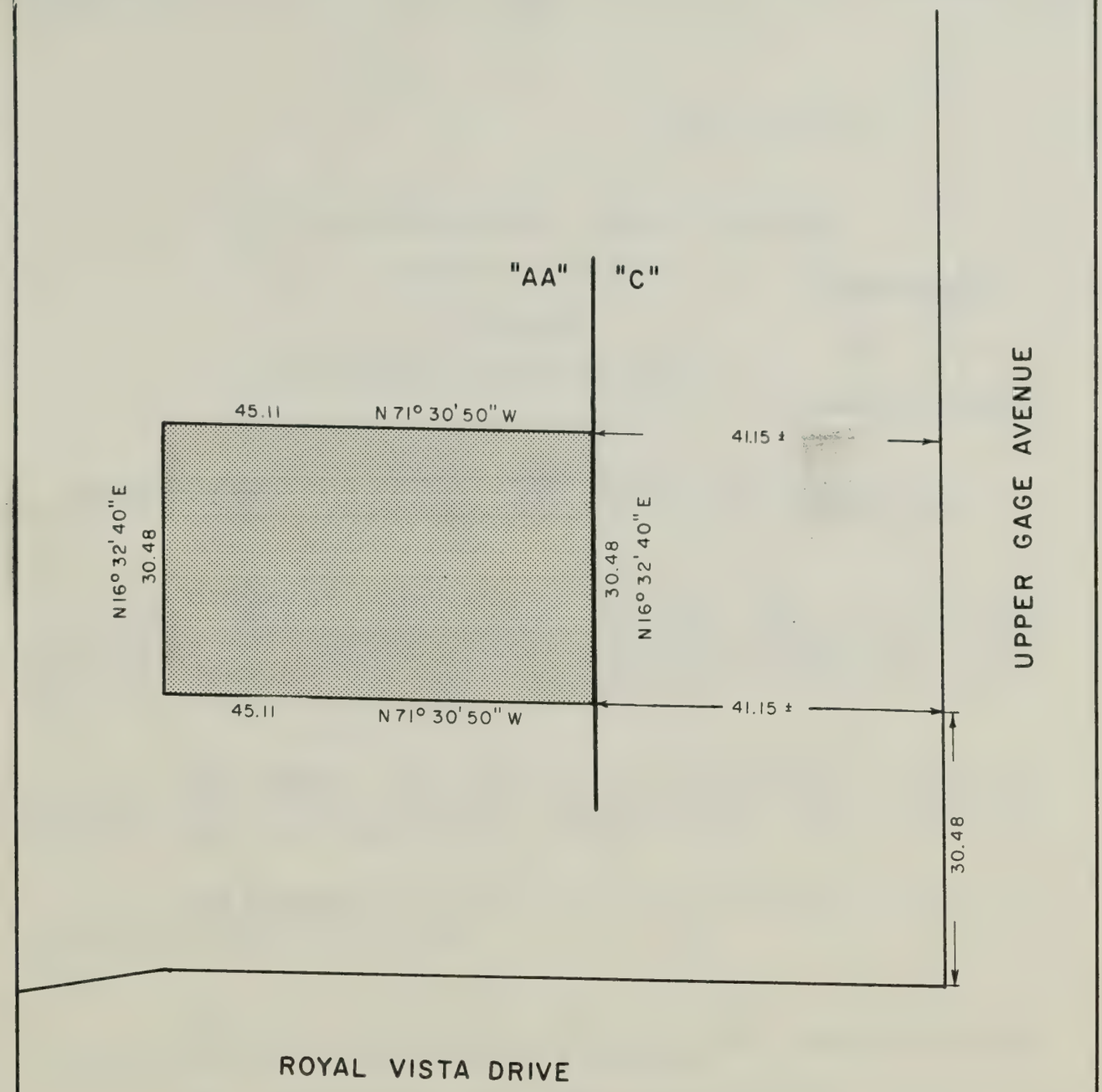
PASSED this *26th* day of *June* A.D. 1990.

City Clerk

acting Mayor

(1990) 9 R.P.D.C. 10, April 24
Daniel Stuart Alvey,
Agent for the Owner
ZA-89-114

CERTIFIED A TRUE COPY
CITY CLERK



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-180
PASSED THE 26th DAY OF June 1990

Clerk

acting Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-180

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO "R-4" (SMALL LOT SINGLE - FAMILY DETACHED) DISTRICT.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-114
	Date	Drawn By
	APRIL 23, 1990	Z. K.

Bill No. D-72

The Corporation of the City of Hamilton

BY-LAW NO. 90- *181*

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT
MUNICIPAL NOS. 1610, 1614, 1620 AND 1626 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"RT-20"** (Townhouse-Maisonette) District, the land comprised in Block 1; and

   (b) by changing from **"C"** (Urban Protected Residential, etc.) District to **"RT-20"** (Townhouse-Maisonette) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

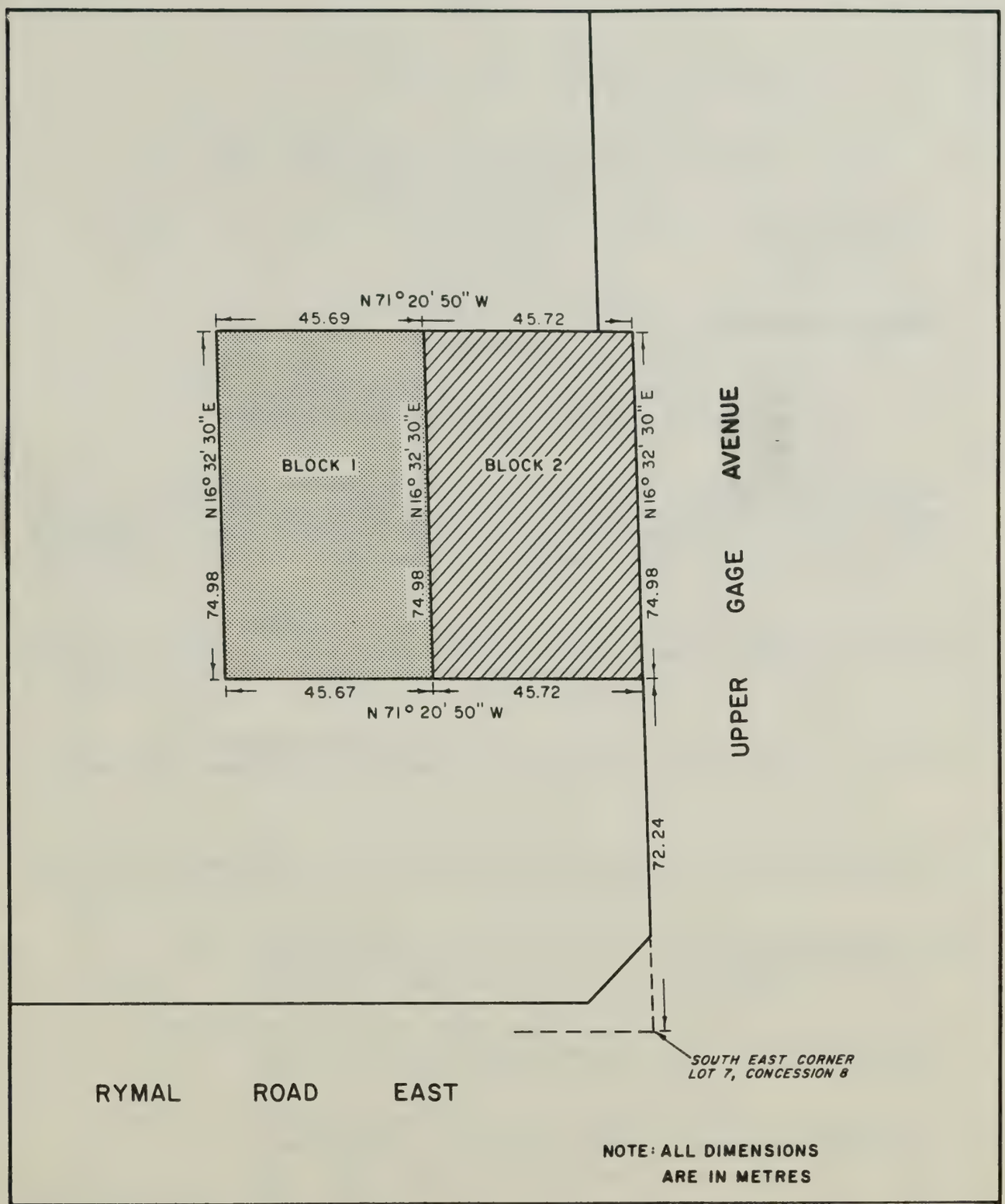
PASSED this *26th* day of *June* A.D. 1990.

City Clerk

acting Mayor

CERTIFIED A TRUE COPY
CITY CLERK

(1990) 9 R.P.D.C. 12, April 24
H.C. Harnden and H.A. Anderson, Owners
ZA-90-16



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO 90-181
PASSED THE 26th DAY OF June 1990

Clerk

acting Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-181

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

CHANGE IN ZONING FROM:

BLOCK 1 — "AA" (AGRICULTURAL) DISTRICT TO "RT-20" (TOWNHOUSE - MAISONETTE) DISTRICT, MODIFIED.

BLOCK 2 — "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "RT-20" (TOWNHOUSE - MAISONETTE) DISTRICT, MODIFIED.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-16
	Date	Drawn By
	APRIL, 1990	L.B.

Bill No. D-73

The Corporation of the City of Hamilton

BY-LAW NO. 90- 182

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED EAST OF UPPER WELLINGTON STREET, SOUTH OF THE PROPOSED MOUNTAIN FREEWAY

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"AA"** (Agricultural) District to **"A"** (Conservation, Open Space, Park and Recreation) District, the land comprised in Block 1;

(b) by changing from **"AA"** (Agricultural) District to **"C"** (Urban Protected Residential, etc.) District, the land comprised in Block 2; and

(c) by changing from **"AA"** (Agricultural) District to **"R-4"** (Small Lot Single-Family Detached) District, the land comprised in Block 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

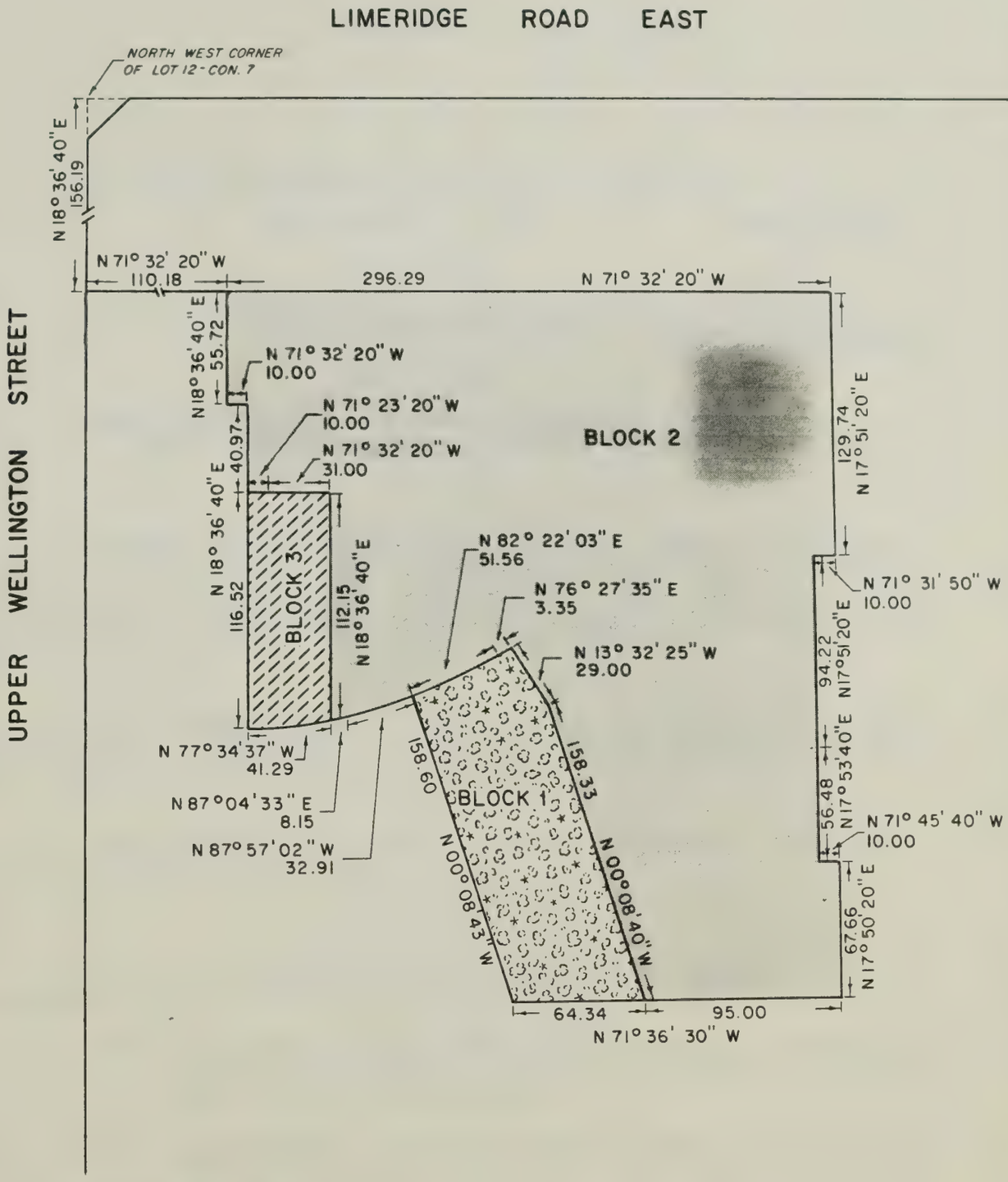
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 26th day of June A.D. 1990.

City Clerk acting Mayor

(1990) 8 R.P.D.C. 20, April 10
Marvin Wasserman, Owner
ZA-89-98

CERTIFIED A TRUE COPY
CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-182
Passed the 26th day of June ,1990.

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-182

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from "AA" (Agricultural) District to:

BLOCK 1 — "A" (Conservation, Open Space, Park and Recreation) District.

BLOCK 2 — "C" (Urban Protected Residential, etc.) District.

BLOCK 3 — "R-4" (Small Lot Single - Family Detatched) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89 - 98
	Date	Drawn By
	May, 1990	L.B.

Bill No. D-74

The Corporation of the City of Hamilton

BY-LAW NO. 90- *183*

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED EAST OF UPPER WELLINGTON STREET, SOUTH OF THE PROPOSED MOUNTAIN FREEWAY

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"RT-20"** (Townhouse - Maisonette) District, the land comprised in Block 4; and

   (b) by changing from **"AA"** (Agricultural) District to **"RT-30"** (Street Townhouse) District, the land comprised in Block 5,

the extent and boundaries of each of which Blocks 4 and 5 are shown on a plan hereto annexed as Schedule "A".

2. The **"RT-20"** (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the land referred to in section 1(a) are amended to the extent only of the special requirement that,

   (a) Section 10E(2)(a)3. of By-law No. 6593 shall be prohibited.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to Section 19B as Schedule S-1172.

5. Sheet No. E-18B of the District Maps is amended by marking the lands referred to in section 1(a) of this by-law, S-1172.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

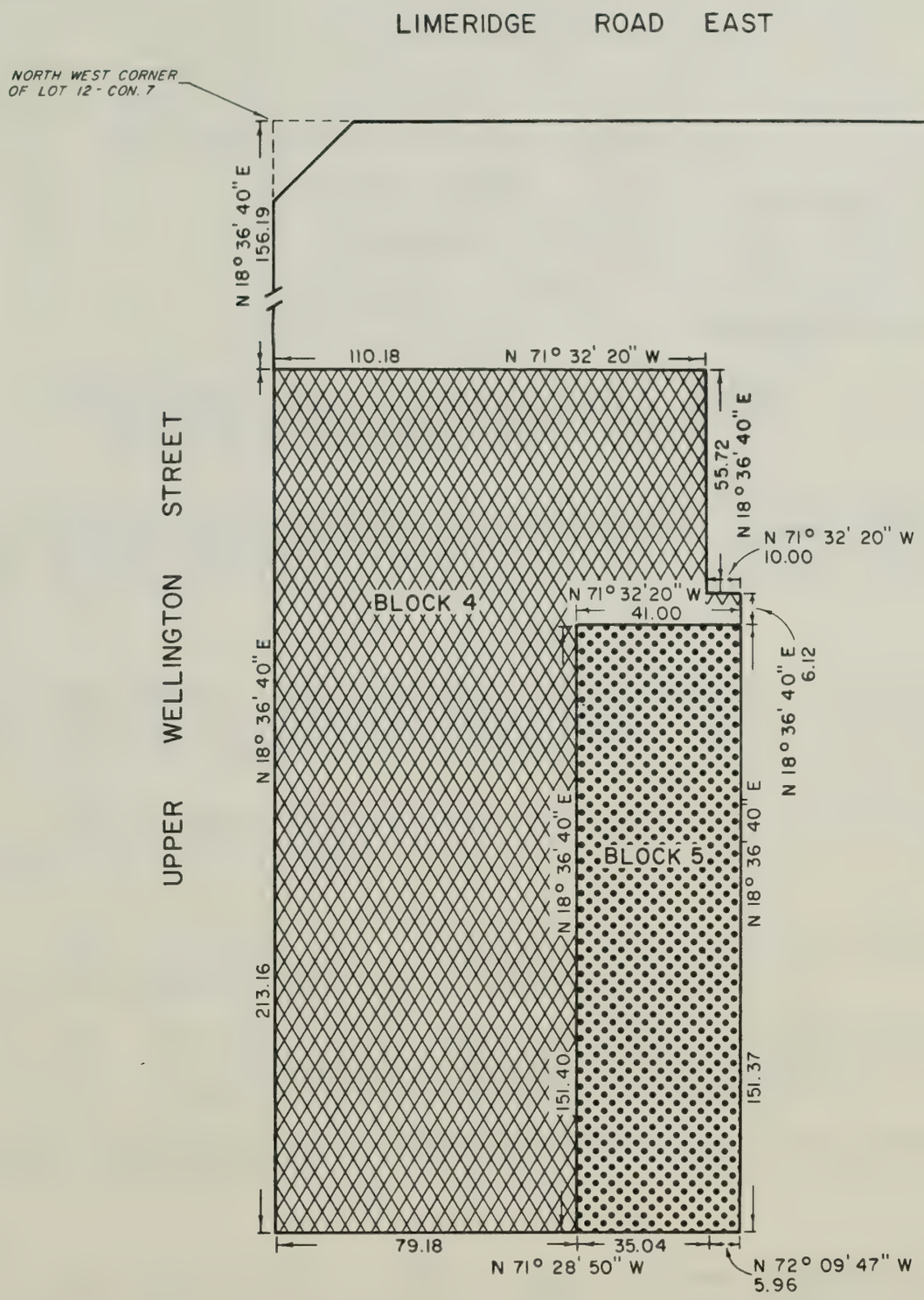
PASSED this *26th* day of *June* A.D. 1990.

City Clerk

acting Mayor

(1990) 8 R.P.D.C. 22, April 10
Marvin Wasserman, Owner
ZA-89-132

CERTIFIED A TRUE COPY
CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-183.
Passed the 26th day of June, 1990.

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-183
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

BLOCK 4 — "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, modified.

BLOCK 5 — "AA" (Agricultural) District to "RT-30" (Street - Townhouse) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-132
	Date	Drawn By
	MAY, 1990	L.B.

Bill No. D-75

The Corporation of the City of Hamilton

BY-LAW NO. 90-*184*

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED EAST OF UPPER WELLINGTON STREET, SOUTH OF THE PROPOSED MOUNTAIN FREEWAY

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"A"** (Conservation, Open Space, Park and Recreation) District, the land comprised in Block 6;

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

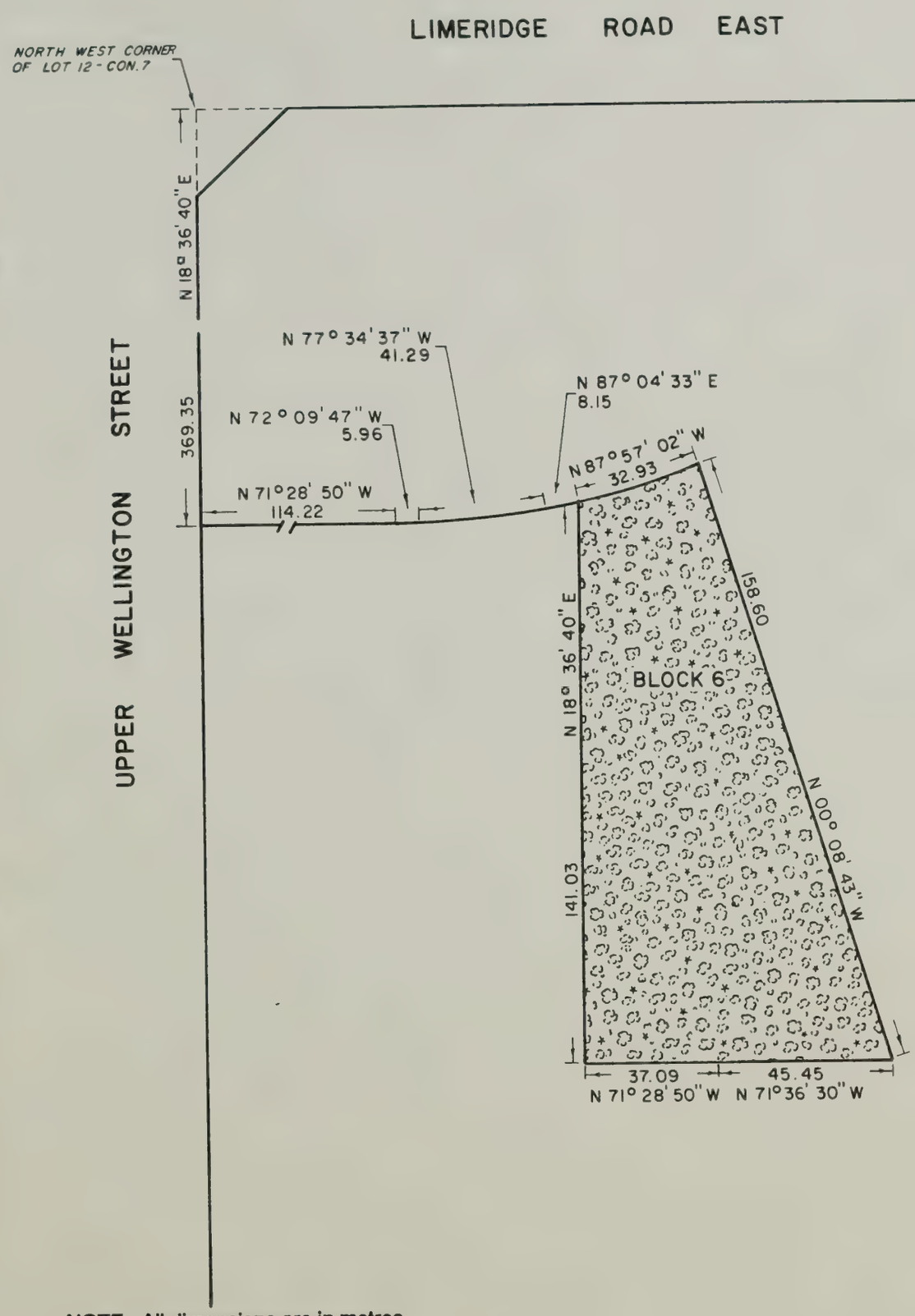
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

City Clerk

acting Mayor

(1990) 8 R.P.D.C. 21(B), April 10
Marvin Wasserman, Owner
ZA-89-131



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-184
Passed the 26th day of June, 1990.

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-184
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 6 — Change in zoning from "AA" (Agricultural) District to "A" (Conservation, Open Space, Park and Recreation) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-131
	Date	Drawn By
	MAY, 1990	L.B.

Bill No. D-76

The Corporation of the City of Hamilton

BY-LAW NO. 90-185

To Adopt:

Official Plan Amendment No. 91

Respecting:

A PORTION OF THE LANDS KNOWN MUNICIPALLY AS 1441 UPPER JAMES STREET, WITHIN THE RYCKMANS NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 91 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 26th day of June A.D. 1990.

City Clerk

acting Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 11 R.P.D.C. 14(a), May 29
Carriage Gate Homes Ltd., Owner
ZA-89-104

AMENDMENT NO. 91

TO THE

CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedules "A" and "B", attached hereto, constitutes Official Plan Amendment No. 91.

PURPOSE

The purpose of this Amendment is to redesignate the subject lands from "Residential" to "Commercial" and to extend "Special Policy Area 31b" , to include the subject lands.

LOCATION

The subject lands consist of a portion of the lands known municipally as 1441 Upper James Street, within the Ryckmans Neighbourhood.

BASIS

The proposal is to extend the depth of the "Commercial" designation to accommodate a retail commercial establishment. The proposal can be permitted on the following basis:

- it would be compatible with future intended residential and commercial development in the surrounding area;
- it will allow for comprehensive development of the subject lands and adjoining lands for their intended use;
- it has frontage on a major arterial road;
- the Upper James Street frontage is recognized by the Official Plan as a highway-oriented commercial area; and,
- it is readily accessible to public transit along Upper James Street.

Further to the above, the proposed commercial establishment is subject to Special Design Guidelines applicable to the Upper James Street frontage (Urban Design Guidelines - Upper James Street Corridor). As such, the following design aspects will be incorporated into the development: increased front yard setback; landscaping adjacent to the Upper James Street road allowance; a front service road; and a landscaped strip to the rear of the commercial establishment.

ACTUAL CHANGES

1. Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.

2. Schedule "B" - Special Policy Areas of the Official Plan be revised by extending the boundary of "Special Policy Area 31b" to include the subject lands, as shown on the attached Schedule "B" of this Amendment.

IMPLEMENTATION

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule 1 to By-law No. 90-185, passed on the 26th day of June, 1990.

The Corporation of the

City of Hamilton

City Clerk

acting Mayor

CL-M/ns/s

A:\OPAFORM

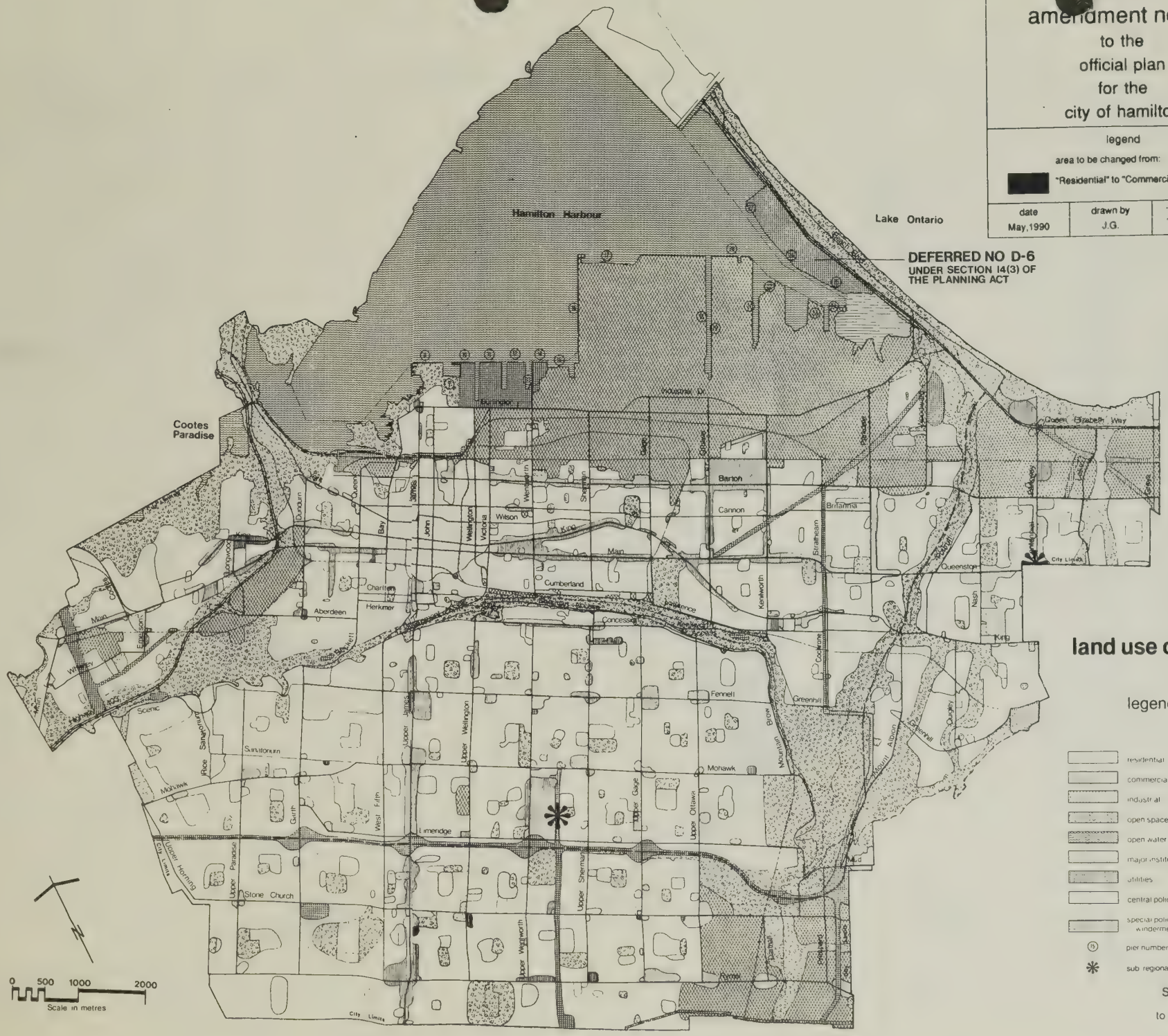
schedule A
amendment no. 91
to the
official plan
for the
city of hamilton

legend

area to be changed from:

"Residential" to "Commercial"

date	drawn by	reference file no.
May, 1990	J.G.	6 - 2 - 91



land use concept

legend

- residential
- commercial
- industrial
- open space
- open water
- major institutional
- utilities
- central policy area
- special policy area (windermere basin)
- (15) pier numbers
- * sub regional centre

schedule A

to the official plan
for
the city of hamilton

MAY 17 1990

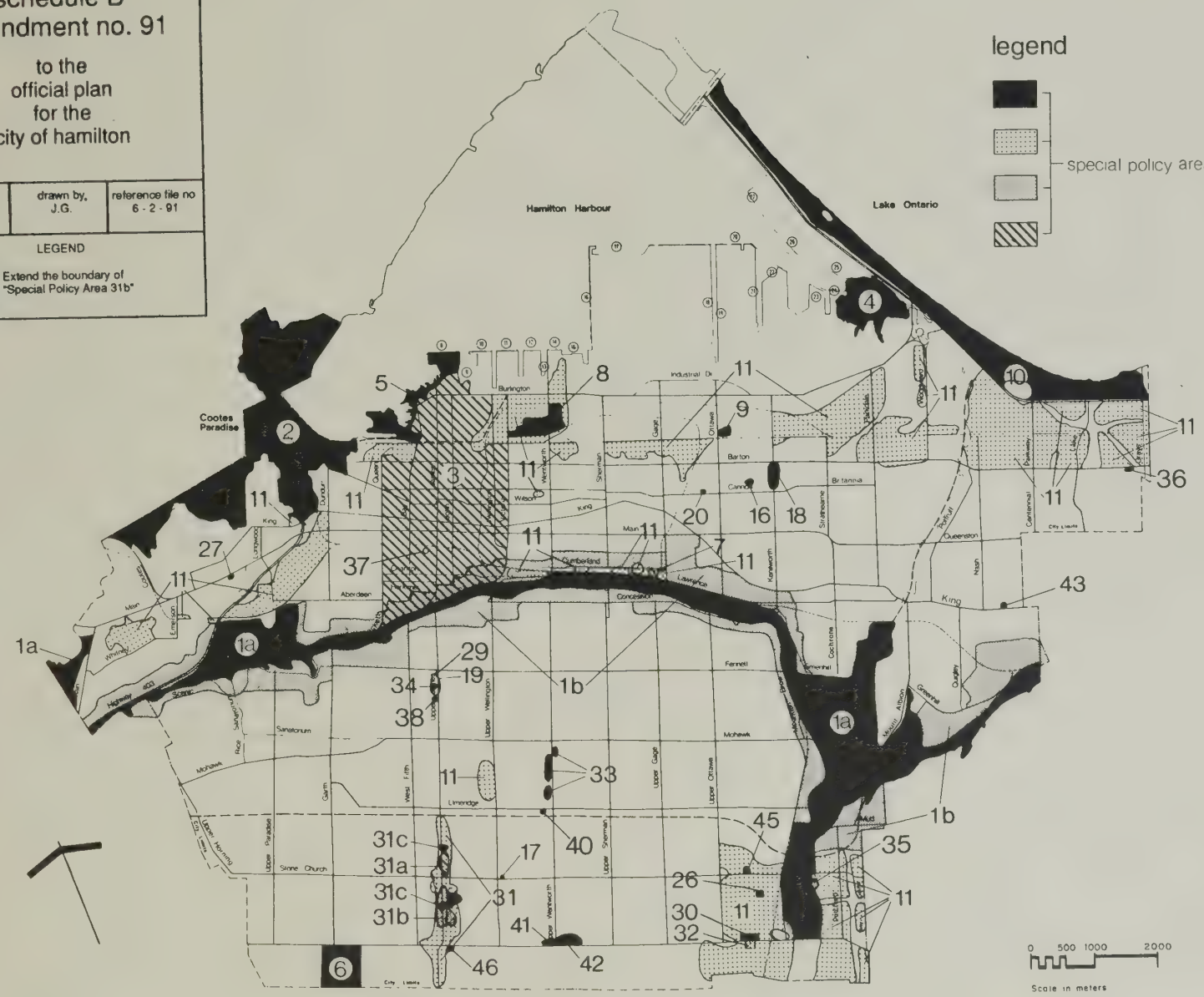
schedule B
amendment no. 91

to the
official plan
for the
city of hamilton

date	drawn by,	reference file no
May, 1990	J.G.	6 - 2 - 91

LEGEND

Extend the boundary of "Special Policy Area 31b"



special policy areas

AREA	REFER TO SUBSECTION
1(a)	A.2.9.1.
1(b)	A.2.9.1.
2	A.2.9.2.
3	A.2.9.3.

AREA	REFER TO POLICY
3	A.2.9.3.1.
4	A.2.9.3.2.
5	A.2.9.3.3.
6	A.2.9.3.4.
7	A.2.9.3.5.
8	A.2.9.3.6.
9	A.2.9.3.7.
10	A.2.9.3.8.
11	A.2.9.3.9.
16	A.2.9.3.14.
17	A.2.9.3.15.
18	A.2.9.3.16.
19	A.2.9.3.17.
20	A.2.9.3.18.
26	A.2.9.3.21.
27	A.2.9.3.22.
29	A.2.9.3.24.
30	A.2.9.3.25.
31	A.2.9.3.26.
31(a)	A.2.9.3.26.
31(b)	A.2.9.3.26.
31(c)	A.2.9.3.26.
32	A.2.9.3.27.
33	A.2.9.3.28.
34	A.2.9.3.29.
35	A.2.9.3.30.
36	A.2.9.3.31.
37	A.2.9.3.32.
38	A.2.9.3.33.
40	A.2.9.3.35.
41	A.2.9.3.36
42	A.2.9.3.37
43	A.2.9.3.38.
46	A.2.9.3.41.

Refer to Schedule B - 1 for Special Policy Areas in the Downtown

schedule B

to the official plan
for
the city of hamilton

89 11 23

06/26/90

Bill No. D-77

The Corporation of the City of Hamilton

BY-LAW NO. 90-186

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED WEST OF NASH ROAD, NORTH OF THE C.N.R.

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

   126. Lands located west of Nash Road, north of the C.N.R., shown on Appendix 126 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275 as Appendix 126.

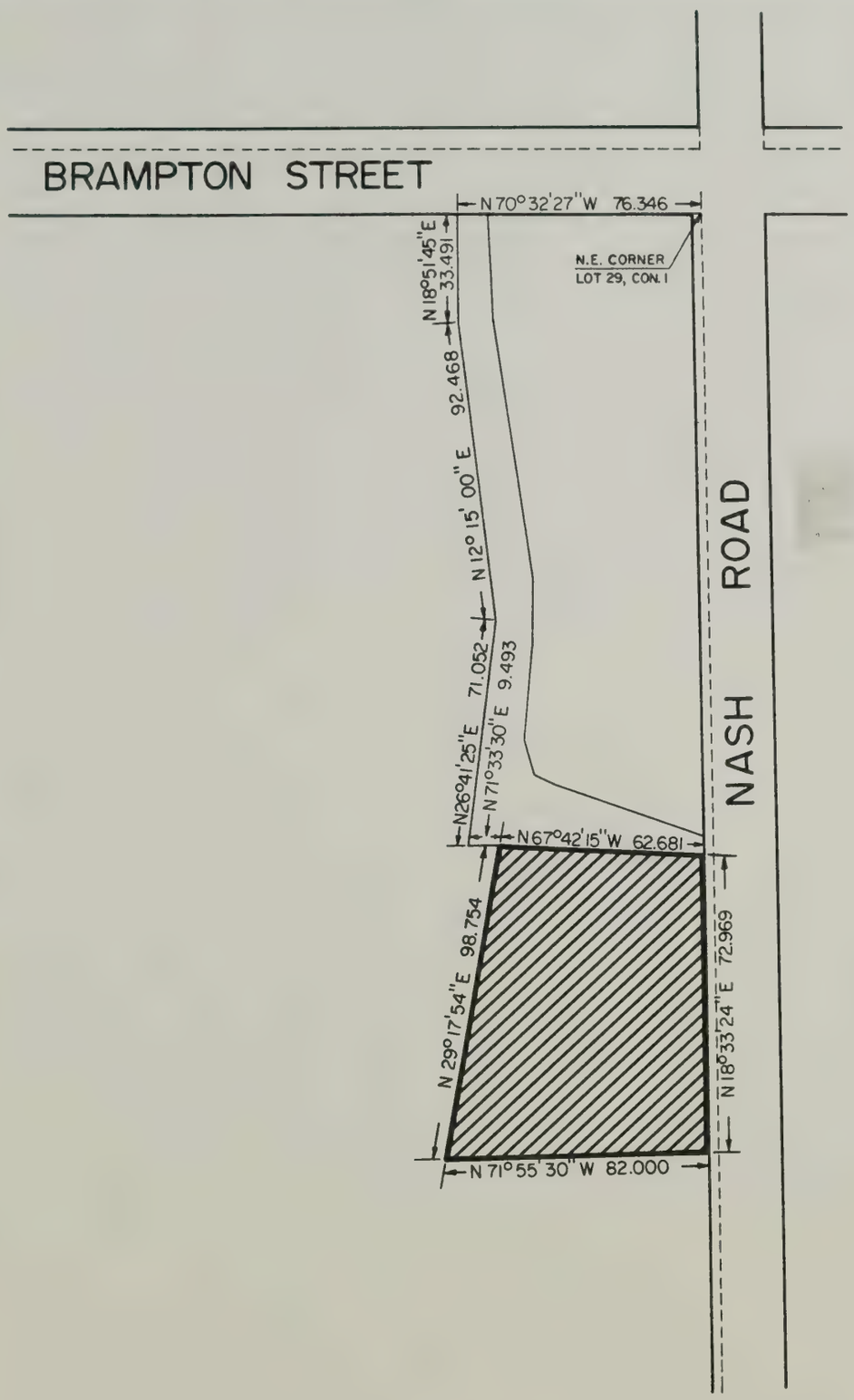
PASSED this 26th day of June A.D. 1990.

City Clerk

acting Mayor

CERTIFIED A TRUE COPY
CITY CLERK

(1990) 4 R.P.D.C. 21(c), February 13



NOTE: All dimensions are in metres

This is Schedule A to By-Law No. 90- 186
Passed the 26th day of June ,1990.

Clerk

acting Mayor

City of Hamilton

Appendix 126

to By-Law No.79-275

as Amended by
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands Designated Under this By-Law as an area of Site Plan Control pursuant to Section 40 of the Planning Act.

North	Scale	Reference File No.
	NOT TO SCALE	P6-5
	Date	Drawn By
	JUNE, 1990	AJL

Bill No. D-78

The Corporation of the City of Hamilton

BY-LAW NO. 90- 187

To Amend:

Zoning By-law No. 6593

As Amended By By-law No. 89-320

Respecting:

LAND LOCATED AT MUNICIPAL NO. 41 RYMAL ROAD WEST

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-320 on the 14th day of November 1989 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the land located at Municipal No. 41 Rymal Road West, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 14 of the 8th Report of the Planning and Development Committee at its meeting held on the 10th day of April 1990, directed that By-law No. 89-320 be amended to modify a special requirement under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 2(a) of By-law No. 89-320 is amended by deleting clause 1. and substituting in lieu thereof the following:

1. A coin-operated, manual car wash consisting of not more than eight (8) bays.

(2) In all other respects, By-law No. 89-320 is hereby confirmed, unchanged.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 1 of this by-law and section 1 of By-law No. 89-320.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1129a.

4. Sheets No. W-9D and W-9E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1129a.

5. Schedule "A" hereto annexed is included in and forms part of this by-law.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

City Clerk

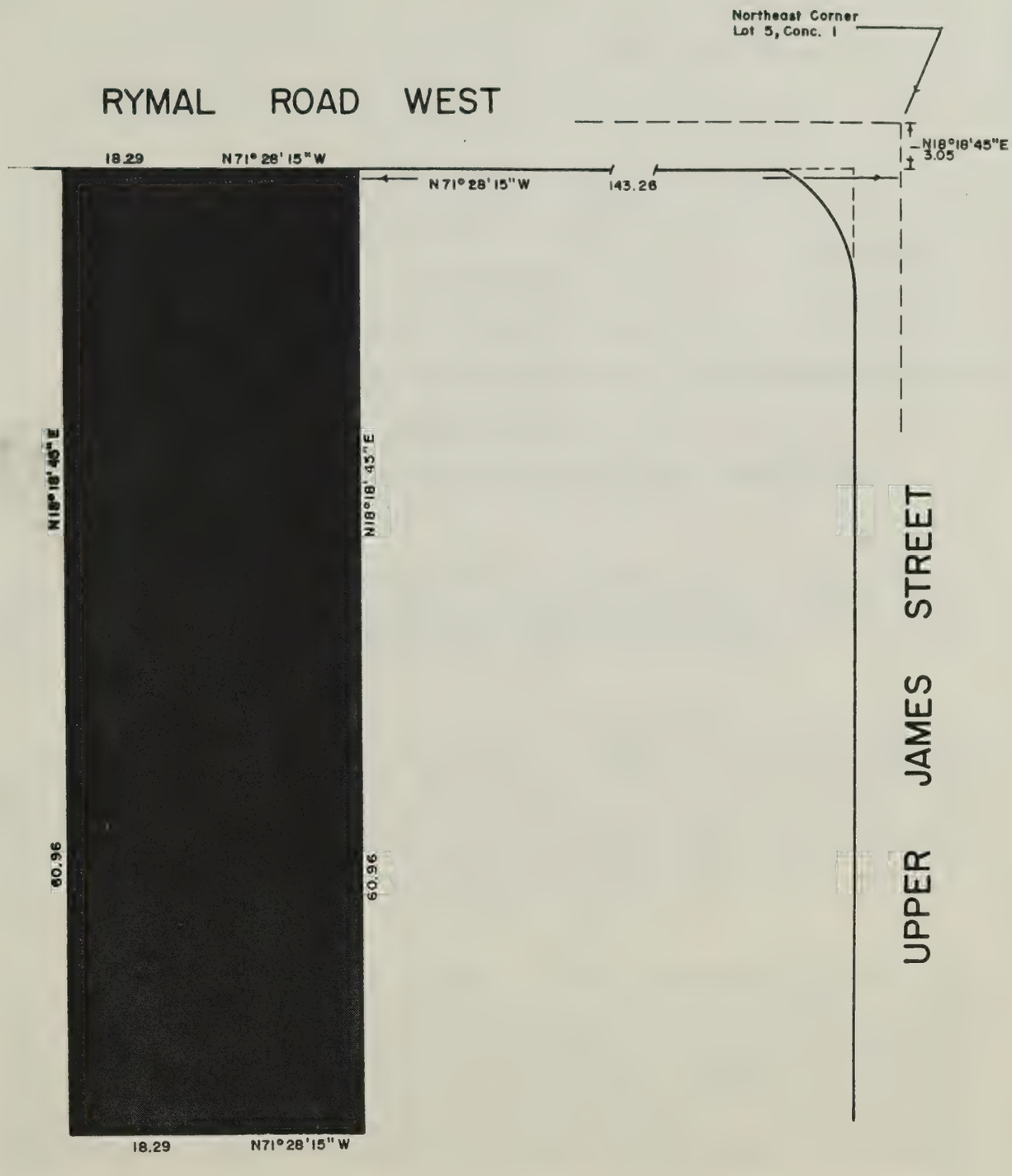
acting Mayor

(1990) 8 R.P.D.C. 14, April 10
Ashok Kumar, Owner
ZA-90-03

CERTIFIED A TRUE COPY

CITY CLERK

06/26/90



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-187
PASSED THE 26th DAY OF June 1990

Clerk

acting Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-187

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

LANDS TO BE REGULATED
BY BY-LAW NO. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-03
	Date	Drawn By
	APRIL 10, 1990	Z. K.

Bill No. D-79

The Corporation of the City of Hamilton

BY-LAW NO. 90-188

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-law No. 81-187

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1035 MAIN STREET EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 81-187 on the 23rd day of June 1981 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, in respect of the land located in the Crown Point West Neighbourhood, the extent and boundaries of which are shown on a plan thereto annexed as Schedule A5, which by-law was approved by the Ontario Municipal Board by Order dated the 24th day of November 1982;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 15 of the 5th Report of the Planning and Development Committee at its meeting held on the 27th day of February 1990 recommended that Zoning By-law No. 6593, as amended by By-law No. 81-187, be further amended to establish additional special requirements under Section 19B of Zoning By-law No. 6593 in respect to the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"E-1"** (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11A of Zoning By-law No. 6593, as amended by By-law No. 81-187, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the following special requirements that,

(a) notwithstanding Section 11A(1)(iii) of By-law No. 6593, a gift shop shall also be permitted;

(b) notwithstanding Section 19(iii) of By-law No. 6593, the dwelling unit occupying the first floor of the existing building shall have a floor area of not less than 45 m^2;

(c) notwithstanding Section 18A(7) of By-law No. 6593, each required parking space shall have a width of not less than 2.6 m.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirements referred to in section 1 of this by-law and in section 5 of By-law No. 81-187.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-746a.

4. Sheet No. E-44 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-746a.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

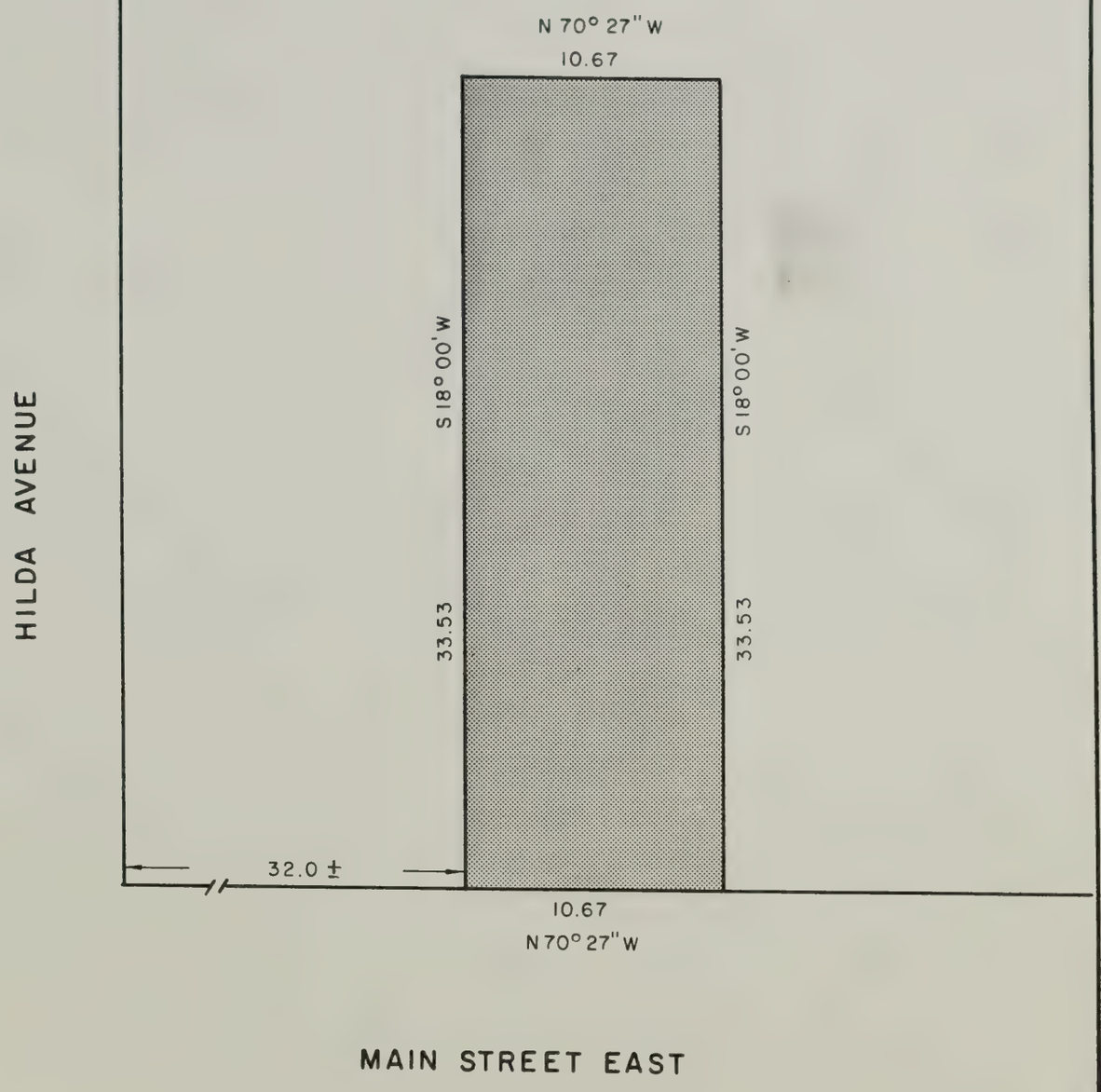
City Clerk

acting Mayor

(1990) 5 R.P.D.C. 15, February 27
Gerald and Alice Mulligan, Owners
and Ann Kowalchuk, Lessee
Amended ZA-89-121

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-188
PASSED THE 26th DAY OF June 1990

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-188

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

LANDS TO BE REGULATED BY BY-LAW NO. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-121
	Date	Drawn By
	FEB. 28, 1990	Z. K.

Bill No. D-80

The Corporation of the City of Hamilton

BY-LAW NO. 90-189

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-law No. 81-187

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1039 MAIN STREET EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 81-187 on the 23rd day of June 1981 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, in respect of the land located in the Crown Point West Neighbourhood the extent and boundaries of which are shown on plan thereto annexed as Schedule A5, which by-law was approved by the Ontario Municipal Board by Order dated the 24th day of November 1982;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 7 of the 7th Report of the Planning and Development Committee at its meeting held on the 27th day of March 1990 recommended that Zoning By-law No. 6593, as amended by By-law No. 81-187, be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect to the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"E-1"** (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11A of Zoning By-law No. 6593, as amended by By-law No. 81-187, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the following special requirements that,

   (a) notwithstanding Sections 11A(1), 11A(3), 11A(5) and 11A(6) of By-law No. 6593, enclosure of the existing roofed-over side and front porch of the existing building shall be permitted for use as a home improvement business office;

(b) notwithstanding Section 11A(1)(iv) of By-law No. 6593, one ground sign, wall sign or projecting sign having an area of not more than 3.0 m^2 non illuminated or illuminated by non-flashing indirect or interior means only, located not less than 1.5 m from the nearest street line in connection with the commercial use shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirements referred to in section 1 of this by-law and in section 5 of By-law No. 81-187.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-746b.

4. Sheet No. E-44 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-746b.

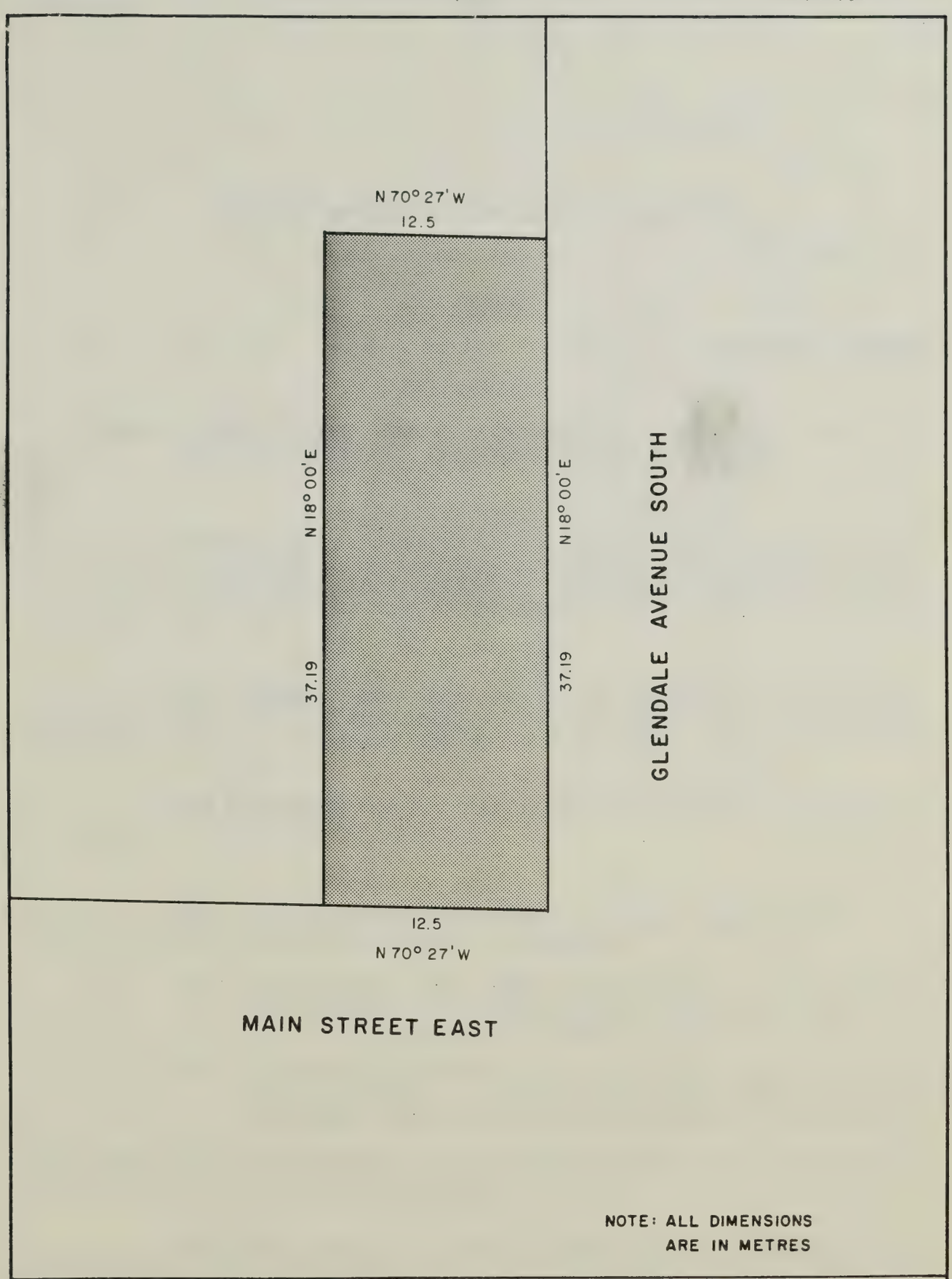
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

City Clerk *acting* Mayor

(1990) 7 R.P.D.C. 7, March 27
Serge Gelly, Owner
ZA-90-04

CERTIFIED A TRUE COPY
CITY CLERK



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-189
PASSED THE 26th DAY OF June 1990

Clerk

acting Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-189

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

LANDS TO BE REGULATED BY BY-LAW NO. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-04
	Date	Drawn By
	MARCH 29, 1990	Z.K.

Bill No. D-81

The Corporation of the City of Hamilton

BY-LAW NO. 90-190

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NOS. 564, 570, 574, 580, 586, 590 AND 596 STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"AA"** (Agricultural) District to **"R-4"** (Small Lot Single-Family Detached) District, the land comprised in Block 1; and

(b) by changing from **"C"** (Urban Protected Residential, etc.) District to **"R-4"** (Small Lot Single-Family Detached) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 26th day of June A.D. 1990.

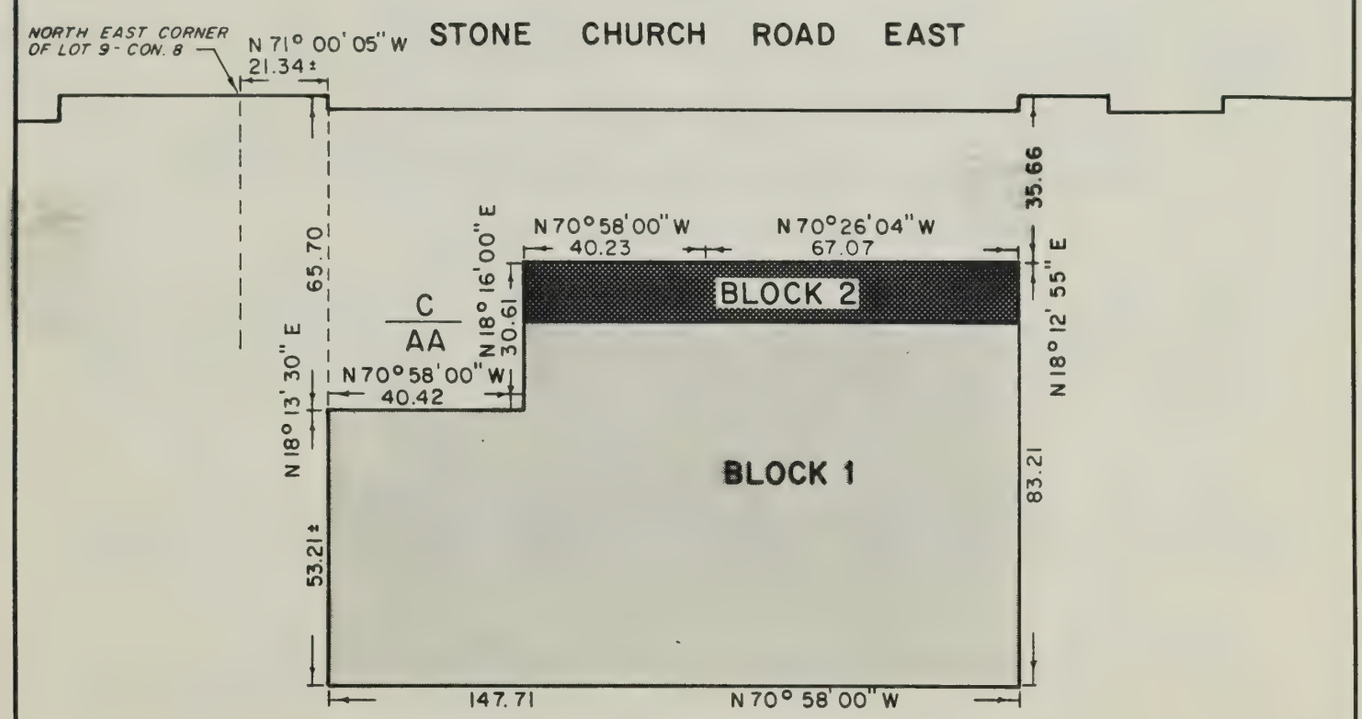
City Clerk

acting Mayor

(1990) 9 R.P.D.C. 7, April 24
A. Cameracci, Agent/Owner
ZA-89-130

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-190
Passed the 26th day of June ,1990.

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-190

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

BLOCK 1 — "AA" (Agricultutral) District to "R-4" (Small Lot Single - Family Detatched) District.

BLOCK 2 — "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single - Family Detatched) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-130
	Date	Drawn By
	MAY, 1990	L.B.

Bill No. D-82

The Corporation of the City of Hamilton

BY-LAW NO. 90-191

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 63 AND 67 MALTON DRIVE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"B"** (Suburban Agriculture and Residential, etc.) District to **"C"** (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

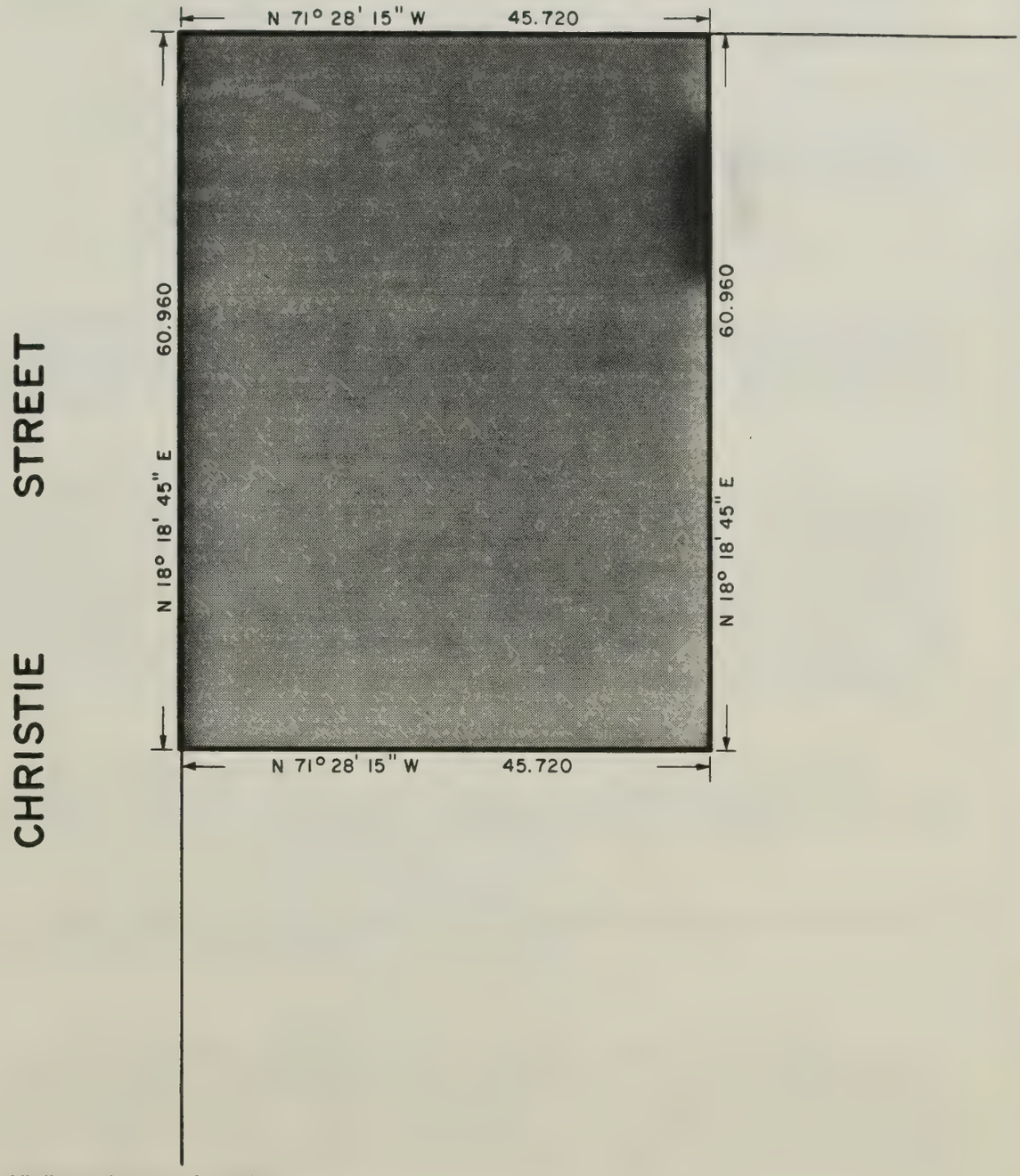
PASSED this 26th day of June A.D. 1990.

City Clerk

acting Mayor

CERTIFIED A TRUE COPY
CITY CLERK

(1990) 9 R.P.D.C. 6, April 24
Joan and Bruce Richardson and
Ruby and Wellman Stockton, Owners
ZA-89-125



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-191
Passed the 26th day of June ,1990.

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-191

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District

North	Scale	Reference File No.
	NOT TO SCALE	ZA89-125
	Date	Drawn By
	JUNE 1990	AJL

Bill No. D-83

The Corporation of the City of Hamilton

BY-LAW NO. 90-192

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED EAST AND ADJACENT TO MUNICIPAL NO. 1686 MAIN STREET WEST

WHEREAS The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 13 of the 23rd Report of the Planning and Development Committee at its meeting held on the 10th day of October 1989, directed that Zoning By-law No. 6593 be further amended to establish additional requirements under Section 19B of Zoning By-law No. 6593 in respect of the land located east of and adjacent to Municipal No. 1686 Main Street West, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"A"** (Conservation, Open Space, Park and Recreation) District provisions, as contained in Section 7 of Zoning By-law No. 6593, applicable to the land comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

   (a) notwithstanding Section 7(1) of By-law No. 6593, the parking of motor vehicles shall be permitted, only in conjunction with the Canadian Institute for the Blind located on adjoining lands to the west at No. 1686 Main Street West;

   (b) Sections 18A(11) and 18A(12) of By-law No. 6593 shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "A" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-395b.

4. Sheets No. W-46 and W-50 of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-395b.

5. Schedule "A" hereto annexed is included in and forms part of this by-law.

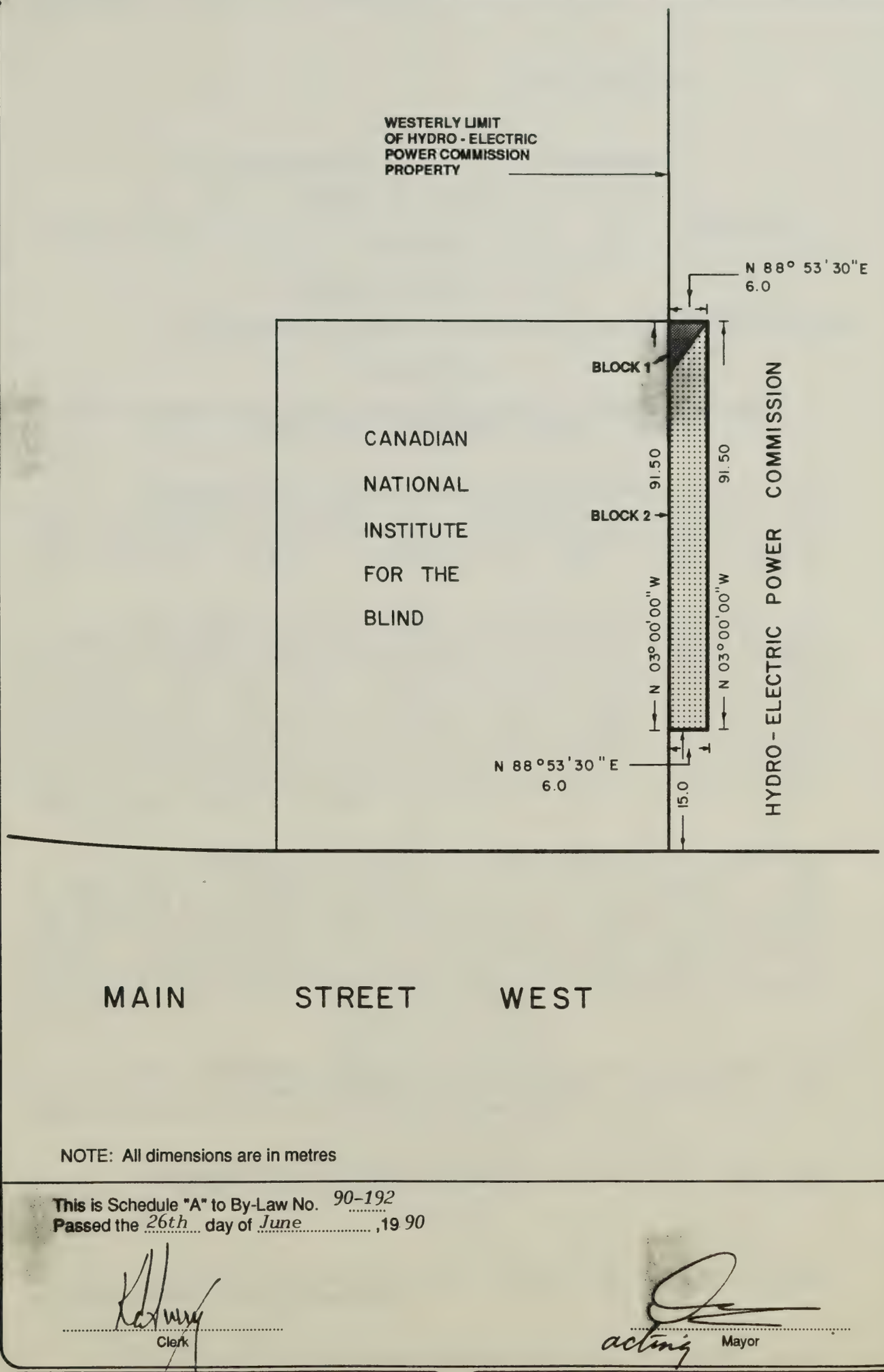
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

City Clerk *acting* Mayor

(1989) 23 R.P.D.C. 13, October 10
Canadian National Institute for the Blind, Lessee
ZA-89-29

CERTIFIED A TRUE COPY
CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-192
Passed the 26th day of June, 19 90

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-192

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1

BLOCK 2

Lands to be regulated by
By-Law No. .....

North	Scale	Reference File No.
	NOT TO SCALE	ZA89 - 29
	Date	Drawn By
	OCTOBER, 1989	T.A.

Bill No. D-84

The Corporation of the City of Hamilton

BY-LAW NO. 90-193

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-law No. 88-241

Respecting:

LANDS LOCATED AT THE NORTH-WEST CORNER OF RYMAL ROAD EAST AND UPPER WENTWORTH STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-241 on the 11th day of October 1988 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "G-1" District, in respect of the lands located at the north-west corner of Rymal Road East and Upper Wentworth Street, municipally known as No. 401 Rymal Road East, the extent and boundaries of which are shown as Block 5 on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 14 of the 6th Report of the Planning and Development Committee at its meeting held on the 13th day of March 1990, directed that By-law No. 88-241, be further amended to modify the special requirement under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 2(a) of By-law No. 88-241 is revoked and the following substituted therefor:

(a) notwithstanding section 13A(1) of By-law No. 6593, the following

COMMERCIAL USES shall be prohibited:

1. A restaurant or refreshment room.

(2) In all other respects By-law No. 88-241 is hereby confirmed, unchanged.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-1" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1087a.

4. Sheets No. E-18D and E-18E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1087a.

5. Schedule "A" annexed hereto is included in and forms part of this by-law.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

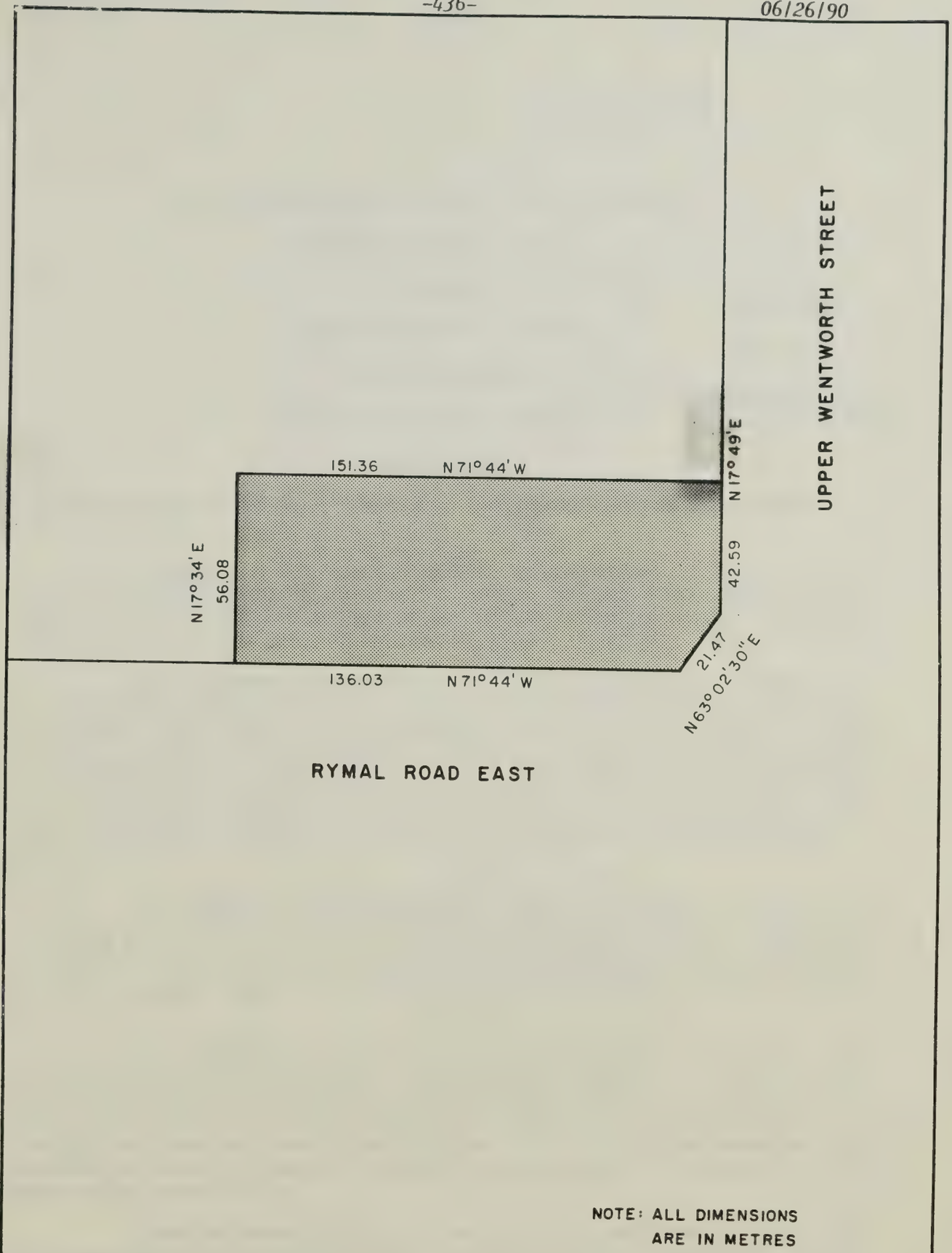
PASSED this *26th* day of *June* A.D. 1990.

City Clerk *acting* Mayor

CERTIFIED A TRUE COPY
CITY CLERK

(1990) 6 R.P.D.C. 14, March 13
822827 Ontario Inc. (A. DiSilvestro, E. Parente, and N. Zaffiro), Owners
Amended ZA-89-91

06/26/90



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-193
PASSED THE 26th DAY OF June 1990

Clerk

acting Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-193

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

LANDS TO BE REGULATED BY BY-LAW NO. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-91
	Date	Drawn By
	MARCH 16, 1990	Z.K.

Bill No. D-85

The Corporation of the City of Hamilton

BY-LAW NO. 90- 194

To Amend:

Zoning By-law No. 6593

As Amended by:

Zoning By-law No. 66-139

Respecting:

LAND LOCATED AT MUNICIPAL NO. 142 STONE CHURCH ROAD WEST

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 66-139 on the 26th day of April 1966 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, in respect of the land on the north side of Stone Church Road West, west of the westerly limit of West 5th Street, the extent and boundaries of which are shown on a plan thereto annexed, which by-law was approved by the Ontario Municipal Board on 27th day of October 1966, (File No. P. 2060-66);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 66-218 on the 26th day of July 1966 to amend By-law No. 66-139 to correct a textual error in paragraph 2 thereof, which by-law was approved by the Ontario Municipal Board by Order dated the 27th day of October 1966, (File No. P. 2060-66);

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 9 of the 13th Report of the Planning and Development Committee at its meeting held on the 9th day of May 1989, directed that Zoning By-law No. 6593 be further amended to change the zoning, and that By-law No. 66-139, as amended, be further amended to remove a special reequirement in respect of the above-captioned land;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"B-1"** (Suburban Agriculture and Residential, etc.) District to **"C"** (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law.

2. Sections 2, 3 and 4 of By-law No. 66-139 as amended, passed on the 26th day of April 1966, are revoked and the subsequent sections renumbered accordingly.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

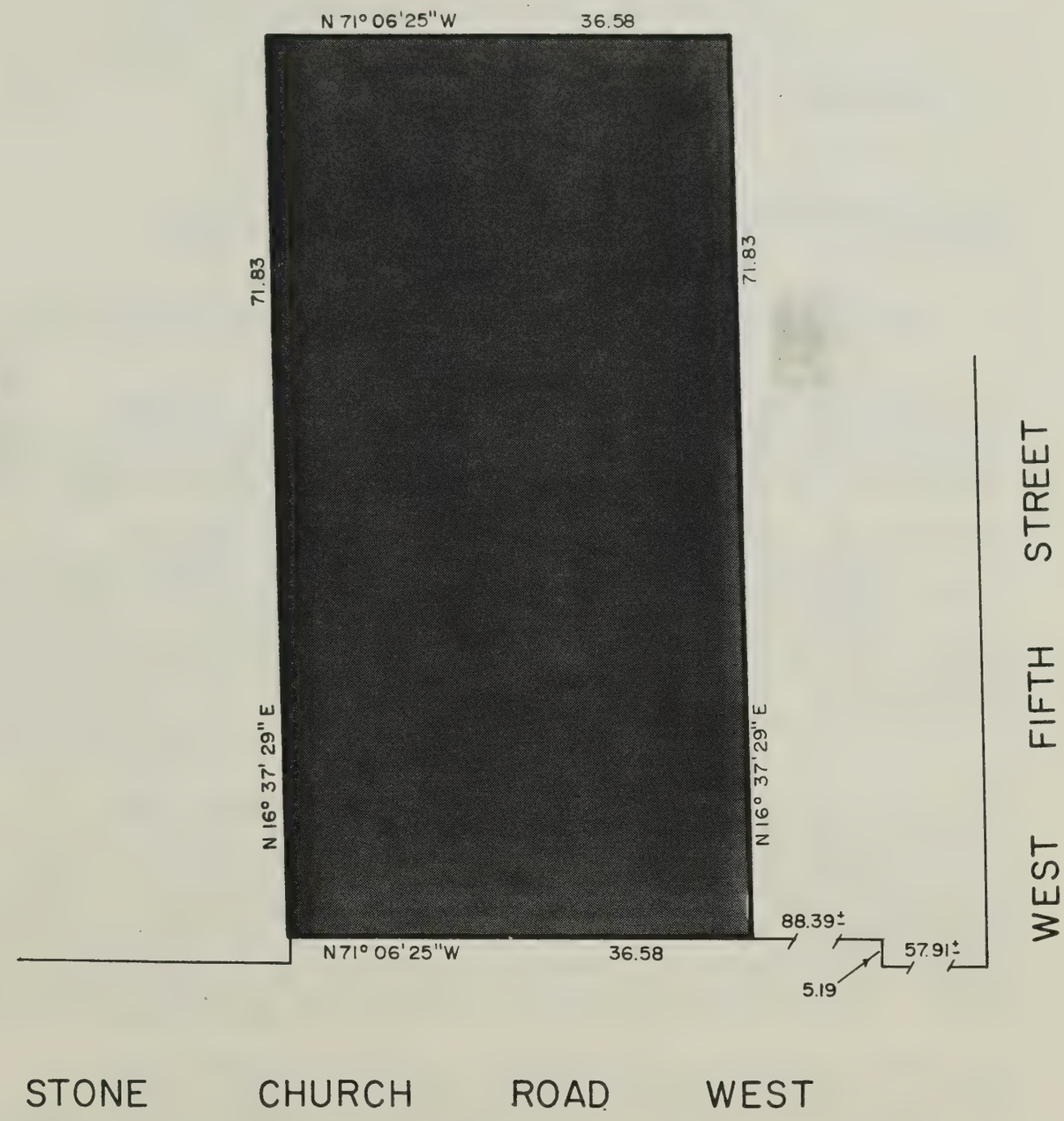
City Clerk

acting Mayor

(1989) 13 R.P.D.C. 9, May 9
Giovanni Marazzato, Owner
ZA-89-09

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-194
Passed the 26th day of June, 19 90

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-194

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"B-1"(Suburban Agriculture And Residential, etc.)District,Modified To "C"(Urban Protected Residential,etc.)District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89 - 09
	Date	Drawn By
	MAY 1989	R.J.M.

Bill No. D-86

The Corporation of the City of Hamilton

BY-LAW NO. 90-195

To Amend:

Zoning By-law No. 6593

and Zoning By-laws No. 86-204 and 86-230

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 2774-2794 KING STREET EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-204 on the 25th day of June 1986 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "G" District, in respect of the lands located in the area south of King Street East and West of Greenhill Avenue, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-230 on the 22nd day of July 1986 to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "G" District, in respect of the lands located at the south-west corner of King Street East and Greenhill Avenue, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 21st day of January 1987;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 29(C) of the 19th Report of the Planning and Development Committee at its meeting held on the 29th day of August 1989, directed that Zoning By-law No. 6593, as amended by By-laws No. 86-204 and 86-230, be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 78, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 89-269, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, 1983.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"G"** (Neighbourhood Shopping Centre, etc.) District provisions, as contained in Section 13 of Zoning By-law No. 6593, applicable to the land comprised in Blocks 1 and 2, the extent and boundaries of each of which Blocks are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

(a) notwithstanding Section 13.(1)(vii) of By-law No. 6593, a restaurant shall be permitted, provided that,

1. It is contained within the second floor of the building;

2. It provides a seating capacity of not more than 60 persons and a seating area of not more than 111.5 m^2; and

3. It does not provide a drive-through facility;

(b) a landscaped strip not less than 3.0 m in width shall be provided and maintained along the entire front lot line except for the access driveways;

2. (1) Section 2.(b)(i)(1) of By-law No. 86-204 is hereby deleted.

(2) Section 2.(a)(ii)(1) of By-law No. 86-230 is hereby deleted.

(3) In all other respects By-laws No. 86-204 and 86-230 are hereby confirmed, unchanged.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" District provisions, subject to the special requirements referred to in section 1 of this by-law, and in section 2 of By-law No. 86-204 and section 2 of By-law No. 86-230, as amended.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedules S-955a and S-966a.

5. Sheet No. E-106 of the District Maps is amended by marking the lands referred to in section 4 of this by-law, S-955a and S-966a.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *26th* day of *June* A.D. 1990.

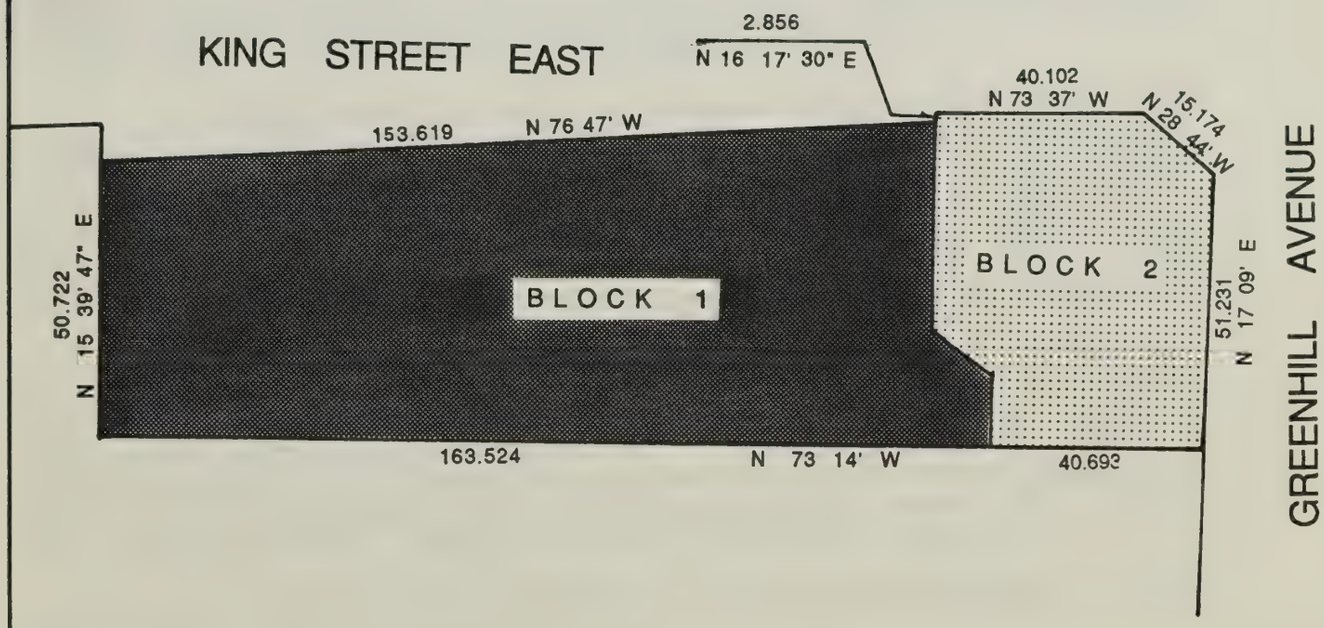
City Clerk

acting Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1989) 19 R.P.D.C. 28(C), August 29
Tommar Construction, Owner
Amended ZA-87-58



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-195
Passed the 26th day of June, 19 90

Clerk

acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-195

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1

BLOCK 2

Lands to be regulated by
By - Law No.

North	Scale	Reference File No.
	NOT TO SCALE	ZA - 87 - 58
	Date	Drawn By
	Aug. 22, 1989	W. B.

Bill No. D-87

The Corporation of the City of Hamilton

BY-LAW NO. 90- 196

To Amend:

Building Code By-law No. 85-86
and
The Property Standards By-law No. 74-74

Respecting:

FEES

WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 85-86 on the 30th day of April 1985, pursuant to s. 5(2) of the Building Code Act, R.S.O. 1980, c. 365, to authorize building permits and fees;

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 74-74 on the 30th day of April 1974, pursuant to s. 36 of the Planning Act, R.S.O. 1970, c. 349 (now s. 31 of the Planning Act, 1983, S.O. 1983, c. 1), to provide for standards of maintenance and occupancy of property, which by-law was amended by By-law No. 84-93 enacted on the 24th day of April 1984 to provide for fees in respect of a certificate of compliance;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 4(a) of the 8th Report of the Planning and Development Committee at its meeting held on the 10th day of April 1990, directed that By-law No. 85-86 and By-law No. 74-74 as amended by By-law No. 84-93 be amended to increase fees charged by the Building Department for a building permit, a demolition permit, and a certificate of compliance as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Paragraph 1 of Schedule "A" to By-law No. 85-86 is amended by striking out the figure of $25 in the first line of column 2 and inserting in lieu thereof the figure of $50.

(2) Paragraph 2 of Schedule "A" to By-law No. 85-86 is amended by striking out the figure of $100 in the first line of column 2, and inserting in lieu thereof the figure of $200.

2. Paragraph 3 of Section 34 of By-law No. 74-74 as amended by By-law No. 84-93, is further amended by striking out the figure of $150.00 wherever it occurs and inserting in lieu thereof the figure of $200.00.

3 In all other respects, By-law No. 85-86 and By-law No. 74-74 as amended are hereby confirmed unchanged.

4. This by-law comes into force and effect on the 1st day of July 1990.

PASSED this 26th day of June A.D. 1990.

City Clerk acting Mayor

(1990) 8 R.P.D.C. 4(a), April 10

CERTIFIED A TRUE COPY
CITY CLERK

Bill No. D-88

The Corporation of the City of Hamilton

BY-LAW NO. 90- 197

To Designate An Improvement Area

GENERALLY COMPRISED OF
LANDS ON THE EAST AND WEST SIDES OF MAIN STREET WEST
BETWEEN LOCKE STREET ON THE WEST AND QUEEN STREET ON THE EAST

WHEREAS subsection 1 of section 217 of the Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may pass by-laws designating an area as an improvement area;

AND WHEREAS the Council of The Corporation of the City of Hamilton has declared that objections in response to a notice of intention to pass a by-law designating the improvement area more particularly described in Schedule "A" hereto annexed and shown on Schedule "B" hereto annexed, were insufficient in that they did not constitute at least one-third of the persons entitled to the notice representing at least one-third of the assessed value of the land in the area that is used as a basis of computing business assessment;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 4 of the 6th Report of the Planning and Development Committee at its meeting held on 28th day of February 1989 authorized the preparation of a by-law designating the said area in accordance with subsection 1 of section 217 of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area more particularly described in Schedule "A" and shown on Schedule "B" is hereby designated as an improvement area.

PASSED this *26th* day of *June* A.D. 1990.

City Clerk acting Mayor

CERTIFIED A TRUE COPY
CITY CLERK

(1989) 6 R.P.D.C. 4, February 28

SCHEDULE "A"

To By-law No. 90- 197

Description of Main Street West
Business Improvement Area

Those lands located in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, described as follows:

COMMENCING at the intersection of the northerly limit of Main Street and the centre line of Locke Street;

THENCE northerly along said centre line of Locke Street, a distance of one hundred point forty-five feet (100.45') to a point;

THENCE easterly at right angles to said centre line a distance of sixteen point forty-seven feet (16.47') more or less to a point in the easterly limit of Locke Street, distant one hundred feet (100.00') measured northerly therealong from its intersection with the northerly limit of Main Street West;

THENCE easterly and parallel with the southerly limit of Nelson Street a distance of one hundred point five zero feet (100.50') more or less to an iron bar planted;

THENCE South 17 24'56" West along the easterly limit of #334 Main Street West as described in Instrument #338188C.D. a distance of eighty-one point three six feet 81.36' more or less to a point in the northerly limit of Main Street West;

THENCE South 72 50'39" East along the northerly limit of Main Street a distance of one hundred and one point three zero feet (101.30') to a point;

THENCE Northerly and parallel to Pearl Street a distance of fifty-nine feet (59.00') more or less to a point in the southerly limit of St. Vincent Roman Catholic School lands;

THENCE Easterly along said St. Vincent lands twenty-three point eighty-three feet (23.83') to a point;

THENCE Southerly and parallel with Pearl Street fifty-nine feet (59.00') more or less to a point in the northerly limit of Main Street;

THENCE South 72 50'39" East along the northerly limit of Main Street a distance of one hundred and twenty feet (120.00') more or less to its intersection with the westerly limit of Pearl Street;

THENCE North 17 21'36" East along the westerly limit of Pearl Street to a point west of and at right angles to a point in the easterly limit of Pearl Street, distant two hundred and sixty-four point zero feet (264.0') measured South 17 16'55" West therealong from the southerly limit of George Street;

THENCE to and along a fence marking the northerly boundary of Lot 13 according to James Mills' Survey a distance of eighty-seven feet (87.0') to a bend in the fence;

THENCE continuing easterly along a fence marking the limit between Lots 11 and 13 a distance of twenty-seven point sixty-seven feet (27.67') and a further distance of twenty-three point eighty-three feet (23.83') more or less to the fence marking the division line between lots 8 and 13 on the James Mills Survey;

THENCE southerly along said division line eighty-five point eighty-three feet (85.83') more or less to a point in the northerly limit of Main Street;

THENCE South 72 59'30" East along the northerly limit of Main Street to the southwesterly angle of Lot 12 on said James Mills Survey;

THENCE Northerly to and along the westerly limit of Lot 12 one hundred and thirteen point five feet (113.50') more or less to the southerly boundary of a twelve foot wide alley (12') running westerly from Ray Street;

THENCE easterly along the southerly limit of said alley a distance of one hundred and twenty-five point three feet (125.3') more or less to its intersection with the westerly limit of Ray Street;

THENCE north-easterly to a point in the easterly limit of Ray Street, distant one hundred and twenty-five point five zero feet (125.50') measured northerly therealong from the northerly limit of Main Street;

THENCE easterly along an existing fence eighty-three point three-seven feet (83.37') to a point;

THENCE North 17 17'36" East and parallel to Ray Street a distance of fifty-one point five zero feet (51.50') to a point;

THENCE easterly along a fence marking the northerly limits of Lots seven, eight and nine in the Second Block and First Range of the James Mills Survey registered as Plan #1435 to the north-easterly angle of Lot 9 aforesaid;

THENCE continuing easterly along the southerly limit of Lot 6, a distance of twenty-nine point five zero feet more or less (29.50') to a planted iron bar, distant one hundred and six point forty-two feet (106.42') measured westerly therealong from the southeasterly angle thereof;

THENCE northerly, thirty point zero feet (30.00'), along a line which if produced northerly would intersect the southerly limit of George Street at a point therein distant ninety-eight point seventeen feet (98.17') measured westerly along the said southerly limit of George Street from the westerly limit of Queen Street;

THENCE easterly one hundred and four point twenty-one feet more or less (104.21') to a point in the westerly limit of Queen Street distant ninety-eight point zero feet (98.00') measured southerly therealong from the southerly limit of George Street aforesaid;

THENCE South 72 50'30" East and at right angles to the westerly limit of Queen Street, a distance of thirty-three point zero feet (33.0') to a point;

THENCE Southerly along the centreline of Queen Street being also the original road allowance between Lots 16 and 17, Township of Barton, a distance of three hundred and twenty-six feet more or less (326') to a point of intersection, said intersection being the centreline of Queen Street and the production easterly of the southerly limits of Lots 2,5,7,9 and 11 in the James Mills Survey in the block bounded by Jackson, Ray, Main and Queen Streets;

THENCE westerly to and along said southerly limits of Lots 2,5,7,9 and 11 to the southwesterly angle of Lot 11 in the last mentioned Block;

THENCE northerly to and along the westerly limit of Lot 11 last mentioned a distance of thirty point zero feet (30.00') more or less to a point distant seventy point zero feet (70.0') measured southerly therealong from the north-westerly angle thereof;

THENCE westerly and parallel to the northerly limit of Lots 13 and 14 being also Main Street, a distance of one hundred feet(100') more or less to its intersection with the easterly limit of Ray Street;

THENCE westerly across Ray Street a distance of fifty point one-five feet more or less (50.15') to a point in the westerly limit of Ray Street distant sixty-seven point four-two feet (67.42') measured southerly therealong from the southerly limit of Main Street;

THENCE westerly and parallel to Main street a distance of fifty feet (50.0') to a point;

THENCE southerly along the easterly limit of Lot 2 in the block bounded by Jackson, Pearl, Main and Ray Street in the James Mills Survey, a distance of thirty-two point five-eight feet (32.58') to the south east angle of said Lot 2;

THENCE westerly along the southerly limits of Lots 2,5,7,9,11 and 13 in the last mentioned Block and James Mills Survey to the south-west angle of Lot 13;

THENCE northerly to and along the westerly limit of Lot 13 a distance of thirty point zero feet (30.0') to a point;

THENCE westerly and parallel to the southerly limit of Main Street, a distance of fifty point zero feet (50.0') to a point in the easterly limit of Pearl Street, distant seventy point zero feet (70.0') measured southerly therealong from the southerly limit of Main Street;

THENCE westerly across Pearl Street a distance of fifty point zero feet (50.0') more or less to a point in the westerly limit of Pearl Street distant eighty-six point zero feet (86.0') measured southerly therealong from the southerly limit of Main Street;

THENCE westerly and parallel to Main Street a distance of sixty-one point eleven feet more or less (61.11') to a fence running northerly, in the block bounded by Jackson, Locke, Main and Pearl Streets in the James Mills Survey aforementioned;

THENCE southerly and parallel to the westerly limit of Pearl Street a distance of twelve point twenty-five feet (12.25') to a point on a fence;

THENCE westerly to and along the southerly limits of Lots 2,5,8,9 and 12 in the last mentioned block and Survey to the southwesterly angle of Lot 12;

THENCE northerly along the westerly limit of said Lot 12 a distance of thirty-five point five zero feet more or less (35.50') to a point, distant sixty-two point zero feet (62.0') measured southerly therealong said westerly limit of Lot 12 from the southerly limit of Main Street;

THENCE westerly and parallel to Main Street a distance of fifty-one feet point zero feet (51.0') more or less to a point in the westerly limit of Locke Street;

THENCE continuing westerly and parallel to Main Street a distance of thirty-three point zero feet (33.0') to a point in the centre line of Locke Street;

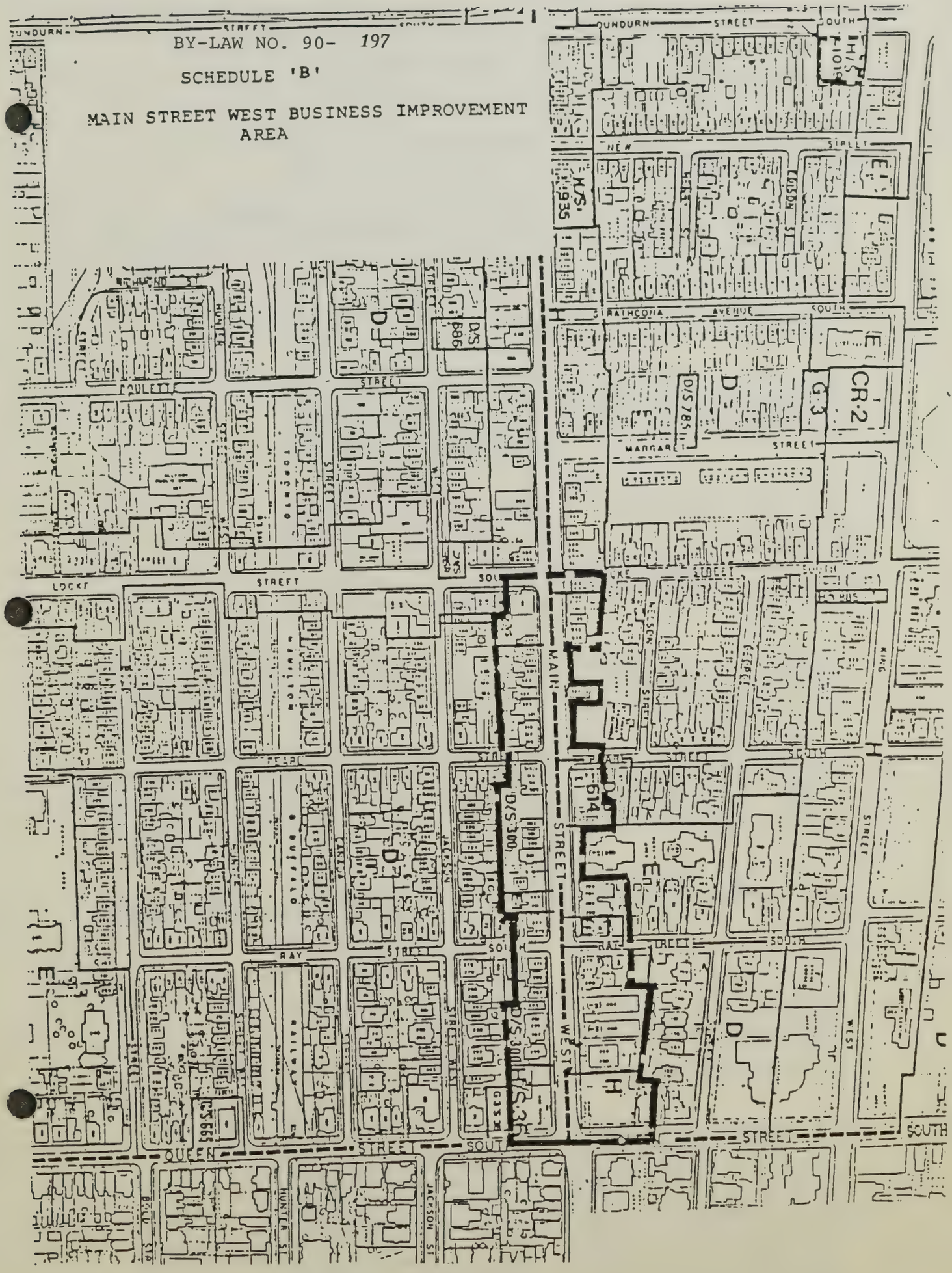
THENCE northerly along the centreline of Locke Street to an intersection point, being the intersection of the centreline of Locke Street last mentioned and the line joining the south east and south west corners of Main and Locke Streets;

THENCE northerly from said intersection point a distance across Main Street of sixty-six feet more or less (66.0') to the point of commencement

BY-LAW NO. 90- 197

SCHEDULE 'B'

MAIN STREET WEST BUSINESS IMPROVEMENT AREA



Bill No. G-35

The Corporation of the City of Hamilton

BY-LAW NO. 90- 198

Respecting:

FIREWORKS

WHEREAS paragraphs 30 and 31 of Section 210 of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provide as follows:

210. By-laws may be passed by the council of all municipalities:

30. For regulating the sale of fireworks or any class or classes thereof and for prohibiting the sale of fireworks or any class or classes thereof on any day or days during the year or to any person under the age of twelve years.

31. For prohibiting or regulating the setting off of fireworks or any class or classes thereof in the municipality or in any defined area or areas thereof and for requiring a permit for the holding of fireworks displays and prescribing the conditions under which fireworks displays may be held under such permit;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-128 on the 24th day of April 1979 to prohibit and regulate the sale and setting off of fireworks;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item of the Report of the Finance and Administration Committee at its meeting held on the day of 1990 directed that By-law No. 79-128 be repealed and replaced as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

(a) **"Chief of Police"** means the Chief of Police for The Regional Municipality of Hamilton-Wentworth;

(b) **"City"** means The Corporation of the City of Hamilton ;

(c) **"Display fireworks"** means high-hazard fireworks for recreation, including firecrackers, that are classed under Class 7, Division 2, Subdivision 2 under the Explosives Act, R.S.C. 1970, c. E-15, as amended, and the Explosives Regulations made thereunder, and includes but is not limited to rockets, serpents, shells, bombshells, tourbillions, maroons, large wheels, bouquets, barrages, bombardos, waterfalls, fountains, batteries, illuminations, set pieces and pigeons;

(d) **"family fireworks"** means low-hazard fireworks for recreation that are classed under Class 7, Division 2, Subdivision 1 of the Explosives Act, R.S.C. 1970, c. E-15 as amended, and the Explosives Regulation made thereunder, and includes but is not limited to firework showers, fountains, golden rain, lawn lights, pin wheels, Roman candles, volcanoes, sparklers, and other similar devices, but does not include Christmas crackers and paper caps containing not more than twenty-five one-hundredths of a grain of explosive on average per cap, devices for use with such caps, safety flares, or marine rockets;

(e) **"Fire Chief"** means Chief of the Fire Department of the City of Hamilton;

(f) **"firecracker"** means a pyrotechnic device that explodes when ignited and does not make any subsequent display or visible effect after the explosion but does not include paper caps containing not more than twenty-five one-hundredths of a grain of explosive on average per cap, devices for use with such caps, safety flares, or marine rockets;

(g) **"magazine"** means magazine as defined in the Explosives Act, R.S.C. 1970, c. E-15, as amended, more particularly described in Schedule "C" hereto annexed;

(h) **"motor vehicle"** means motor vehicle as defined in the Highway Traffic Act, R.S.O. 1980, c. 198, as amended;

(i) **"PERMIT"** means permission to hold a fireworks display granted by the City of Hamilton on a completed Permission of Local Authority form, affixed to FORM 1, hereto annexed as Schedule "A", signed and issued by the Manager of the Licence Division for the City of Hamilton;

(j) **"prohibited fireworks"** includes but is not limited to cigarette loads or plugs, exploding matches, sparkling matches, ammunition for miniature tie clip, cufflink, or key chain pistols, auto alarms or jokers, "cherry bombs", M-80 and silver salutes and flash crackers; throw down and step on torpedoes, and crackling balls; exploding golf balls, stink bombs and smoke bombs, tear gas pens and launchers, party poppers and table bombs, table rockets and bottle skyrockets, fake firecrackers and other trick devices or practical jokes, each of which is more particularly described in Schedule "B" hereto annexed;

(k) **"retail sale"** means a sale for the purpose of consumption or use and not for resale;

(l) **"shop"** means a building or part of a building, booth, stall or place where goods are exposed or offered for sale.

PART 1

Firecrackers

2. (1) No person shall possess, offer for sale, cause or permit to be sold, or sell any firecrackers or other prohibited fireworks.

(2) No person shall discharge, fire, set off or cause, or permit, to be discharged, fired or set off any firecrackers or other prohibited fireworks.

PART 2

Family Fireworks

3. (1) No person shall offer for sale, cause or permit to be sold, sell or possess family fireworks unless,

(a) the fireworks are included on the most recent list of authorized explosives as published from time to time by the Explosives Branch of the Department of Energy, Mines and Resources (Canada), or their successors;

(b) the fireworks are displayed in lots that do not exceed 25 kilograms each in gross weight;

(c) the fireworks are displayed in a package, glass case or other suitable receptacle away from inflammable goods; and

(d) the fireworks are displayed in a place where they are not exposed to the rays of the sun or to excess heat.

(2) Notwithstanding subsection (1), no person shall offer for sale, cause or permit to be sold, or sell family fireworks from an outdoor stand, tent, van, trailer, or motor vehicle.

4. Fireworks displayed in any shop window shall be mock samples only and shall not contain explosive composition.

5. No person who offers for sale any family fireworks shall, at any time, keep or permit the keeping of any family fireworks in any location in a shop unless the location is designated and posted as a "no-smoking" area.

6. (1) No person shall offer for sale, cause or permit to be sold or sell family fireworks except on Victoria Day, Canada Day, and each of the seven days immediately preceding Victoria Day and Canada Day.

(2) No person shall offer for sale, cause or permit to be sold or sell family fireworks to any person under the age of eighteen years.

7. (1) No person shall set off family fireworks except on Victoria Day and Canada Day.

(2) No person under the age of eighteen years shall set off family fireworks except under the direct supervision and control of a person eighteen years of age or older who shall, at all times, remain physically present in the immediate area where the fireworks are being set off.

(3) No parent or guardian of any person under the age of eighteen years shall allow or permit that person to set off family fireworks except under the direct supervision and control of a person eighteen years of age or older who shall, at all times, remain physically present in the immediate area where the fireworks are being set off.

8. No person shall set off or hold a display of family fireworks on any land that is not owned by him or her, unless written permission for the setting off or the holding of a display of family fireworks on a date to be clearly specified in the written permission, has been obtained from the owner, lessee or person in charge of the land.

9. No person shall set off family fireworks into, inside of, or on any building, accessory building, structure, or motor vehicle.

10. No person shall set off or continue to set off family fireworks or shall display family fireworks that create a nuisance or that create or may create an unsafe condition as regards danger from fire or from risk of accident or injury at or in respect of any place, location or site, or to or in respect of any person, property or thing.

11. (1) Subject to subsection (2), no person shall set off family fireworks, into, in, or on, any highway, street, lane, square or other public place which the public or any member thereof uses or may use.

(2) Nothing in subsection (1) shall prohibit the display of family fireworks in a public place in accordance with the provisions of this Part.

PART 3

Display Fireworks

12. (1) No person shall offer for sale, cause or permit to be sold, sell or possess Display fireworks unless the fireworks are included on the most recent list of authorized explosives as published from time to time by the Explosives Branch of the Department of Energy, Mines and Resources (Canada) or their successors;

(2) No person shall set off or shall hold a display of Display fireworks without a PERMIT issued by the City of Hamilton and signed by the Manager of the Licence Division for the City of Hamilton.

13. (1) Any person eighteen years of age or over, who is duly authorized under the Explosives Act (Canada) and approved thereunder as a Display Fireworks Supervisor by the Chief Inspector of Explosives, may make application in writing to the City of Hamilton, Manager of the Licence Division, for a PERMIT to set off or hold a display of Display fireworks.

(2) Every application for a PERMIT under subsection (1) shall be made on Form 1, hereto annexed as Schedule "A", and shall be complete as to the information required.

(3) Every application for a PERMIT under subsection (1) shall include, a fully and correctly completed Form 1, and:

(a) proof of liability insurance, in an amount equal to the City's deductible under its general liability policy as it exists from time to time, naming The Corporation of the City of Hamilton as co-insured and where applicable naming The Regional Municipality of Hamilton-Wentworth also as co-insured, and containing a cross-liability clause; and

(b) completion in full of the Hamilton-Wentworth Regional Police Access To Information Waiver on Schedule 1 to Form 1 hereto annexed as Schedule "A"; and

(c) proof that the applicant has been approved by the Chief Inspector of Explosives as a Display Fireworks Supervisor; and

(d) a description of the site to be used for the setting off of the Display Fireworks, sufficient to identify and locate the site, and where more than one site is proposed, a separate application shall be made for each site; and

(e) proof that Section 17(1) and (2) have been complied with; and

(f) such further and other information as the Manager of the Licence Division, after consultation with the Chief of Police and the Fire Chief, may require.

14. Every application for a PERMIT under section 13 shall be made not less than 30 days before the setting off or the holding of the display of Display fireworks.

15. (1) Before signing and issuing the Permission of Local Authority form, the Manager of the Licence Division shall obtain a report from the Fire Chief and from the Chief of Police.

(2) The Manager of the Licence Division for the City of Hamilton shall not sign the Permission of Local Authority form where,

(a) a report from the Chief of Police under subsection (1) indicates that the Applicant has, within a period of ten (10) years immediately prior to the date of the application, a record of criminal conviction for improper or careless use, or wilful misuse, of fireworks or explosives, or arson or an arson-related conviction, or a record of conviction under this by-law or any of its predecessors, or

(b) a report from the Fire Chief under subsection (1) indicates that the proposed site is not suitable for a display of Display fireworks, or

(c) the Applicant does not affix to the completed application form a certificate of insurance showing general public liability and property damage coverage in an amount equal to the City's deductible on its general liability policy as it exists from time to time, naming the City of Hamilton as co-insured and where applicable naming The Regional Municipality of Hamilton-Wentworth also as co-insured, and containing a cross-liability clause.

(3) Where the Applicant has submitted a completed and correct application under Section 13 and the provisions of Section 15(1) have been satisfied, subject to Section 15(2), the Manager of the Licence Division shall sign and issue the Permission of Local Authority.

(4) Where the Manager of the Licence Division does not sign the Permission of Local Authority pursuant to the provisions of Section 15(2)(a), the Applicant shall have the right to apply to the Licence Committee of the City of Hamilton for a waiver of the requirement set out in Section 15(2)(a).

(5) Where an application is made to the Licence Committee pursuant to Section 15(4), the Committee shall conduct a hearing pursuant to The City of Hamilton Act, 1978, and shall determine, having regard to all of the evidence presented, whether the requirements of Section 15(2)(a) should be waived. In making its determination the Licence Committee shall have regard to the following:

(a) public safety;

(b) the risk of damage to property;

(c) the character of the Applicant; and

(d) any other factors, which in the opinion of the Committee, are relevant to the determination of the issue.

(6) Where the Licence Committee, after holding a hearing under Section 15(5), has any reason to believe that the character of the Applicant may be bad, or that the granting of the PERMIT would create a reasonable apprehension of risk to public safety or of damage to property, it shall deny the application and no Permission of Local Authority shall be issued to the Applicant.

(7) Where the Licence Committee has determined, after a hearing, that the requirements of Section 15(2)(a) should be waived with respect to an Applicant, and the Applicant's application is otherwise complete and correct, the Manager of the Licence Division, shall sign and issue the Permission of Local Authority.

16. (1) Every PERMIT issued under section 15 shall specify the name of the applicant, the name of the sponsoring organization if applicable, the date, time and a sufficient description of the site for the setting off or display of Display fireworks to enable it to be identified and located.

(2) No person shall set off or hold a display of Display fireworks at a date, time, location or site other than that specified in the PERMIT.

17. (1) Notwithstanding section 16, no person shall set off or hold a display of Display fireworks at any location or site without the written permission of the owner of the site or an authorized representative thereof.

(2) No person shall set off or hold a display of Display fireworks on any location or site without the written permission of the owner or an authorized representative thereof of all neighbouring lands upon which debris may be reasonably expected to fall.

18. No person shall exhibit, display, offer for sale, cause or permit to be sold, or sell Display fireworks unless prior to the sale the fireworks are kept and maintained in a magazine licensed by the Explosives Branch of the Department of Energy, Mines and Resources (Canada).

19. No person shall give, offer for sale, cause or permit to be sold or sell Display fireworks to any person, unless that person

(a) is eighteen years of age or older,

(b) holds a valid Fireworks Supervisor's Card, and

(c) holds a valid PERMIT issued by the City of Hamilton.

20. Every person to whom a PERMIT is issued under section 15 shall,

(a) provide and maintain fully operational fire extinguishing equipment ready for immediate use, and present at all times and for a reasonable period thereafter, at the location or site of the setting off or holding of a display of Display fireworks;

(b) conform to the provisions of the current issue of the Fireworks manual as published from time to time by the Explosives Branch of the Department of Energy, Mines and Resources (Canada), or any successor publication, for the setting off or holding of a display of Display fireworks;

(c) produce the PERMIT on demand by any person authorized to enforce this by-law under section 28; and

(d) permit the inspection of any site where the Display fireworks may be stored, set off or displayed, and the Display fireworks themselves together with all associated equipment, by anyone authorized to enforce this by-law, forthwith upon demand.

21. (1) No person except the holder of a valid Fireworks Supervisor's Card shall set off any Display fireworks.

(2) The Fireworks Supervisor who is named on the application to purchase shall be present in person at the display at all times during which the display is being set up, fired and cleaned up.

22. Every person to whom a PERMIT is issued shall, at the immediate termination of the setting off or holding of a display, carry out a site inspection and:

(a) remove all unused or partly used Display fireworks,

(b) remove all debris remaining after use or partial use of Display fireworks, and

(c) return the site to the condition it was in prior to the setting off or holding of the display.

23. (1) Every person to whom a PERMIT is issued shall, at the termination of the setting off or holding of a display, carry out a final site inspection as soon as is practicable during daylight hours, but not later than 12 hours after the termination of the setting off or holding of the display and:

(a) remove all unused or partly used Display fireworks,

(b) remove all debris remaining after use or partial use of Display fireworks, and

(c) return the site to the condition it was in prior to the setting off or holding of the display.

(2) The grounds on which Display fireworks are set off or held shall, after the termination of the setting off or holding of the fireworks, be kept under continual surveillance, by a person eighteen years of age or older, until the final site inspection has been completed by the PERMIT-holder identified under subsection (1).

24. (1) No person shall set off Display fireworks, into, inside of, or closer than 10 metres to, any building, accessory building or structure, or motor vehicle.

(2) No person shall set off Display fireworks within 200 metres of any premises or place where explosives, gasoline or other highly inflammable substances are manufactured, or stored in bulk.

(3) No person shall set off Display fireworks within 200 metres of a hospital, nursing home, home for the aged, church or a school unless the consent of the City and the owner or authorized representative thereof is obtained.

25. Notwithstanding any other provision of this Part, no person shall set off or continue to set off Display fireworks or shall display Display fireworks that create a nuisance or that create or may create an unsafe condition as regards danger from fire or from risk of accident or injury at or in respect of any place, location or site, or to or in respect of any person, property or thing.

26. (1) Subject to subsection (2), no person shall set off Display fireworks, into, or in, or on, any highway, street, lane, square or other public place which the public or any member thereof uses or may use.

(2) Nothing in subsection (1) shall prohibit the display of Display fireworks in a public place in accordance with the provisions of this Part.

PART 4

General

27. A PERMIT issued under this by-law is not transferable.

28. (1) In the event of non-compliance with the provisions of this by-law, by any person, an Order to Comply on Form 2 hereto annexed as Schedule "D" may be issued and served upon such person, by,

(a) the City Clerk, or any authorized by-law enforcement officer for the City; or

(b) the Chief of the Fire Department, or the Chief Fire Prevention Officer, or any Officer or Inspector of the Fire Department; or

(c) the Chief of Police or any other police constable.

(2) Every person to whom an Order to Comply is issued,or upon whom an Order to Comply is served, shall, forthwith, take such steps as are necessary to comply with the Order within the time provided for compliance.

29. Where any holder of a PERMIT fails to comply with a request to inspect pursuant to Section 20(d), or fails to comply with an Order to Comply issued pursuant to Section 28, in addition to any other remedy or penalty under this by-law, the Manager of the Licence Division shall immediately revoke their PERMIT and shall forthwith cause them to be served with a written notice of such revocation and upon service of the notice of revocation the PERMIT holder shall forthwith surrender the PERMIT to the City.

30. The following persons are authorized to enforce this by-law:

(a) the City Clerk, the Manager of the Licence Division, or any authorized by-law enforcement officer for the City; and

(b) the Chief of the Fire Department, the Chief Fire Prevention Officer, or any Officer or Inspector of the Fire Department; and

(c) the Chief of Police or any other police constable.

31. Every person who contravenes any provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than $2,000.00, exclusive of costs.

32. Schedules "A", "B", "C" and "D" hereto annexed are included in and form part of this by-law.

33. By-law No. 79-128, enacted on the 24th day of April 1979, is hereby repealed.

34. This by-law comes into force and effect on the date of its passing and enactment.

35. This by-law may be cited as the Fireworks By-law.

PASSED this *26th* day of *June* A.D. 1990.

City Clerk *acting* Mayor

(1990) R.F.A.

CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A"

To

By-law No. 90- 198

FORM 1

APPLICATION TO PURCHASE
CLASS 7.2.2. HIGH-HAZARD FIREWORKS FOR RECREATION

(CANADIAN CONTROL CATEGORY 5)

NOTE: 1. Applicant must be the person supervising the firing of the fireworks.
2. Submit application to supplier with your order.
3. Please print.

NAME OF APPLICANT _____ AGE _____

MAILING ADDRESS _____

_____

POSTAL CODE _____ TELEPHONE _____
(AREA CODE)

I HEREBY MAKE APPLICATION TO PURCHASE C.C.C.5 FIREWORKS ON BEHALF OF:

MYSELF OR: SPONSORING ORGANIZATION _____

_____

ADDRESS _____

_____

LOCATION OF DISPLAY _____

_____ DATE _____ TIME _____

I CERTIFY THAT I HAVE COMPLETED A COURSE FOR FIREWORKS SUPERVISORS, HAVE READ, UNDERSTAND AND WILL BE GUIDED BY THE PRINCIPLES AND SAFETY RULES OF THE FIREWORKS MANUAL AND BY THE SPECIFIC INSTRUCTIONS OF THE MANUFACTURER GOVERNING A PARTICULAR FIREWORK.

FIREWORKS SUPERVISOR'S CARD NO. _____ EXPIRY DATE _____

DATE _____ SIGNATURE OF APPLICANT _____

PERMISSION OF LOCAL AUTHORITY

NOTE: TO BE COMPLETED BY THE LOCAL AUTHORITY HAVING JURISDICTION OVER FIREWORKS DISPLAYS.

The applicant has complied with local requirements and has permission to hold a fireworks display at the location and time mentioned above.

SIGNATURE OF LOCAL AUTHORITY _____

NAME _____

TITLE _____

CITY/TOWN/MUNICIPALITY _____

Note: This permit must be produced on demand under S.20(c) of the Fireworks By-law No. 90-

Schedule I
to
Schedule "A"

HAMILTON-WENTWORTH REGIONAL POLICE
CONSENT TO DISCLOSURE OF PERSONAL INFORMATION

I, (Surname) _____ (Given Names) _____
(Please Print)
(Maiden name if applicable) _____

(Address) _____ (Postal Code) _____

(Provide previous address if you did not reside at above address for more than five years)

(Previous Address) _____

(DOB:) Year_____ (Month)_____ (Day)_____ (Sex)___ (Phone Number)_____

(Drivers Licence Number) _____

Hereby authorize The Hamilton-Wentworth Regional Police Force to release to:

the Manager of the Licence Division of the City of Hamilton, regarding City of Hamilton Fireworks By-law No. 90- , S.15(3)(a), any information pertaining to me, including records of conviction, that may be contained in the records of The Hamilton-Wentworth Regional Police Force,

OR SPECIFICALLY: arson or arson related convictions and/or incidents, improper or careless use of fireworks convictions and/or incidents.

WAIVER AND RELEASE:

I hereby release and forever discharge The Hamilton-Wentworth Regional Police, its agents and assigns, and all officers of the said Force, from any and all actions, causes of actions, claims and demands for damages, loss or injury, howsoever arising, which may hereafter be sustained by myself, and waive all rights thereto.

Signed this _____day of _____19 _____

_____ _____
Signature of applicant Signature, organization witness

Where required for LICENCING APPLICATION PURPOSES, I hereby authorize the authority of this document to be valid for a period of SIX MONTHS from the above date:

_____
Signature of applicant

FOR POLICE USE ONLY DISPOSITION: (CLERK)_____ (DATE)_____

COPIED AND RETURNED:

SCHEDULE "B"

To

By-law No. 90-198

PROHIBITED FIREWORKS

Commodity	Description
Cigarette loads or plugs	Small explosive charges designed for insertion in cigarettes or cigars which will cause them to explode after the victim takes a few puffs.
Exploding matches	Resemble ordinary book matches and are designed to explode after a certain delay, usually about the time they are in position to light a cigarette.
Sparkling matches	Also resemble the normal book matches but send out a shower of sparks.
Ammunition for miniature tie clip, cufflink or key chain pistols	A violent type of blank ammunition made up for use as a novelty.
Auto alarms or jokers	Supposedly designed as burglar alarms but are really for a practical joke; when wired to the ignition system of a car they operate with a loud screeching whistle followed by copious emission of smoke and a loud explosion.
"Cherry" bombs, M-80 and silver salutes, and flash crackers	Very violent firecrackers which annually cause serious injuries; they are considered far too violent and contain an excessive charge of a prohibited fireworks composition.
Throw-down and step-on torpedoes, and cracking balls	Small objects designed to explode on impact; some of the latter are so shaped and coloured as to look like children's breakfast cereal or candy balls.
Exploding golf balls	Designed to explode and emit a cloud of smoke on impact.
Stink bombs and smoke bombs	Often made to resemble cherry bombs and salutes; are used for practical jokes (also prohibited from importation under Memorandum D33-1 Importation of Offensive Weapons).
Tear gas pens and launchers	Resemble a pen, may contain a mechanism activated by an explosive, and are supposedly for protection against muggers, but are more commonly used as offensive weapons or as practical jokes (also prohibited under Memorandum D33-1).
Party poppers and table bombs	Designed to project paper streamers or dispense party favours, the smaller ones are made of coloured plastic, shaped like champagne bottles.
Table rockets and bottle skyrockets	Small fireworks designed to be launched from a table or a bottle and bursting in a shower of sparks or a cloud of smoke.
Fake firecrackers and other trick devices or practical jokes	Any article which employs or simulates an explosive or a pyrotechnic for a trick or joke.

SCHEDULE "C"

To

By-law No. 90-198

DEFINITION OF MAGAZINE

Explosives Act, R.S.C., 1970, c. E-15

Amended 1974-75-76, c. 60
Amended 1980-81-82-83, c. 165, S. 37

"magazine" means any building, storehouse, structure or place in which any explosive is kept or stored, but does not include

(a) a place where an explosive is kept or stored exclusively for use at or in a mine or quarry in a province in which provision is made by the law of that province for efficient inspection and control of explosives stored and used at or in mines and quarries,

(b) a vehicle in which an authorized explosive is being conveyed in accordance with this Act,

(c) the structure or place in which is kept for private use, and not for sale, an authorized explosive to an amount not exceeding that authorized by regulation,

(d) any store or warehouse in which are stored for sale authorized explosives to an amount not exceeding that authorized by regulation, or

(e) any place at which the blending or assembling of the inexplosive component parts of an authorized explosive is allowed under section 8.

06/26/90

SCHEDULE "D"
to
BY-LAW NO. 90- 198

The Corporation of the City of Hamilton
Hamilton, Ontario

FORM 2

ORDER TO COMPLY

ISSUED TO FIRE WORKS SUPERVISOR		LOCATION
NAME		DATE
ADDRESS	TELEPHONE NO.	TIME

SPONSORING ORGANIZATION

_____

In accordance with the City of Hamilton Fireworks By-law No. 90- , an inspection was conducted and the following violations were noted:

PART	SECTION	DETAILS OF VIOLATION

If the above violations are not corrected by (date/time)_____, you will be prosecuted for failure to comply with the requirements of the Fireworks By-law.

Section 31, of the City of Hamilton Fireworks By-law, reads as follows:

Every person who contravenes any provision of this By-law is guilty of an offence and on summary conviction is liable to a fine of not more than $2,000.00, exclusive of costs.

N.B. In addition to any other remedy or penalty under this by-law, Section 29 providesthat upon failure of any holder of a PERMIT to comply with an Order to Comply, the Manager of the Licence Division SHALL revoke the PERMIT.

RECEIVED BY	DATE	OFFICER/INSPECTOR	DATE

DISTRIBUTION

1. Fireworks Supervisor
2. Manager of Licence Division
3. Issuing Authority
4. Energy, Mines, and Resources Canada, Explosives Branch
   Attn: Chief Inspector of Explosives

Bill No. G-37

BY-LAW NO. 90 - 199

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26th DAY OF JUNE A.D., 1990.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of June A.D. 1990

CITY CLERK

acting MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. C-100

The Corporation of the City of Hamilton

BY-LAW NO. 90- 215

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 82-99

Respecting:

LANDS LOCATED IN THE AREA SOUTH OF MOHAWK ROAD EAST BETWEEN UPPER WENTWORTH STREET AND MALL ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 82-99 on the 27th day of April 1982 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E-2" District, in respect of the land located at Municipal No. 821 Upper Wentworth Street and at the rear of Municipal No. 821 Upper Wentworth Street, adjacent to Mall Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 29th day of September 1982, (File No. R 821441);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 16 of the 8th Report of the Planning and Development Committee at its meeting held on the 10th day of April 1990, directed that Zoning By-law No. 6593, as amended by By-law No. 82-99, be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"E-2"** (Multiple Dwellings) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"E-2"** (Multiple Dwellings) District provisions, as contained in Section 11B of Zoning By-law No. 6593, as amended by By-law No. 82-99, applicable to the lands comprised in Blocks 1 and 2 shown on Schedule "A" hereto annexed, are further amended to the extent only of the special requirements that,

(a) Section 2.(b)(i) of By-law No. 82-99 be amended by changing the number of dwelling units from "100" to "152", and the gross floor area from "7,884.049 square metres" to "10,550.0 square metres";

(b) Section 2.(b) of By-law No. 82-99 is further amended by adding thereto the following subclauses:

(iii) notwithstanding Section 11B(3)(ii)(b) of By-law No. 6593, a side yard of not less than 3.0 m shall be permitted;

(iv) notwithstanding Section 18A(14) of By-law No. 6593, four parking spaces shall be permitted in the required front yard adjacent to Upper Wentworth Street;

(c) Section 18A(11)(a) and Section (12)(b) and (c) of By-law No. 6593 shall not apply to the loading space.

3. Schedule "A" to By-law No. 82-99 is hereby amended by adding thereto the lands described in Block 1 shown on Schedule "A" hereto annexed and forming part of this by-law.

4. In all other respects, By-law No. 82-99 is hereby confirmed, unchanged.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-2" District provisions, subject to the special requirements referred to in section 2 of this by-law and section 2 of By-law No. 82-99, as amended.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-789a.

7. Sheet No. E-27 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-789a.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

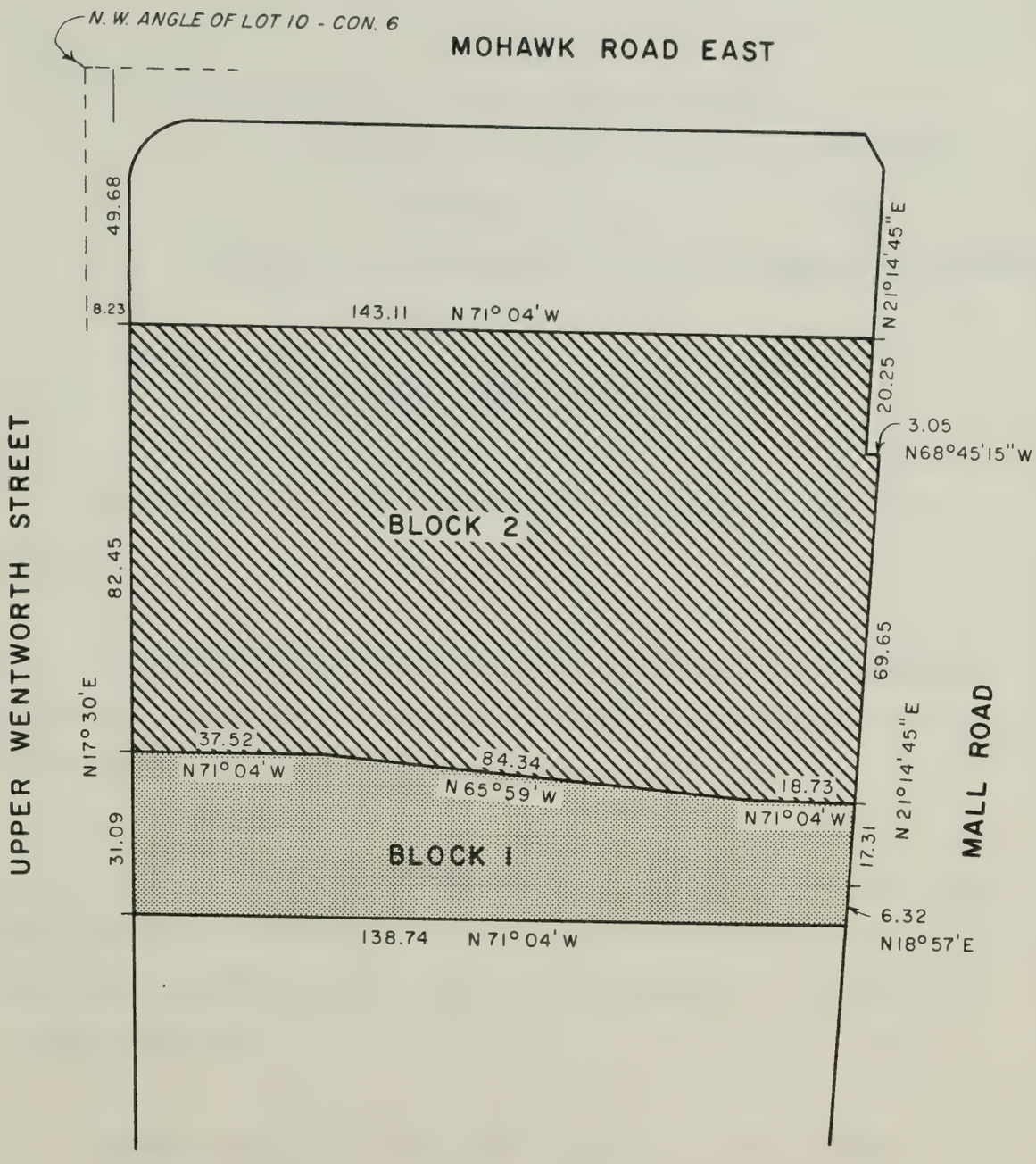
City Clerk

Mayor

(1990) 8 R.P.D.C. 16, April 10
The Ukrainian Villa of the
Resurrection Church in Hamilton,
Owner and Lessee
ZA-89-126

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-215
PASSED THE 31st DAY OF July 1990

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90- 215

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

BLOCK 1 — CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO "E-2" (MULTIPLE DWELLINGS) DISTRICT, MODIFIED.

BLOCK 1 / BLOCK 2 — LANDS TO BE REGULATED BY BY-LAW NO. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-126
	Date	Drawn By
	APRIL 11, 1990	Z.K.

Bill No. C-101

The Corporation of the City of Hamilton

BY-LAW NO. 90- 216

To Adopt:

Official Plan Amendment No. 92

Respecting:

LANDS LOCATED EAST OF UPPER OTTAWA STREET, SOUTH OF STONE CHURCH ROAD EAST, WITHIN THE RYMAL NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 92 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 31st day of July A.D. 1990.

City Clerk

Mayor

(1990) 12 R.P.D.C. 21(a), June 26
Taba Developments Ltd., (J. Frisch, A. Ishaky, and S. Mukamal), Owners
ZA-90-22

CERTIFIED A TRUE COPY

CITY CLERK

AMENDMENT NO. 92

TO THE

CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 92.

PURPOSE

The purpose of this Amendment is to establish a "Special Policy Area" to permit limited commercial uses within the Industrial designation, for the subject lands.

LOCATION

The lands affected by this Amendment are located east of Upper Ottawa Street, south of Stone Church Road East, within the Rymal Neighbourhood.

BASIS

The basis for permitting the proposal, to develop the subject lands for a mall containing limited commercial uses, a community medical centre, and limited office uses, is as follows:

- the subject lands are suitably located on a major road;
- the proposal will provide for comprehensive development of the subject lands with the lands to the north; and,
- the proposal will be compatible with the existing and proposed development in the area.

ACTUAL CHANGES

1) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.47:

"In addition to the permitted uses set out in Subsection A.2.3 - Industrial Uses and Policy A.2.9.3.9, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 52, and

located east of Upper Ottawa Street, south of Stone Church Road East, limited commercial uses will be permitted."

2) The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 52; and,
- "Area 52 refer to Policy A.2.9.3.47", in the legend,

as shown on the attached Schedule "B" of this Amendment.

IMPLEMENTATION

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 90-216, passed on the 31st day of July, 1990.

The Corporation of the

City of Hamilton

City Clerk

Mayor

CL-M:CS

Amendmen

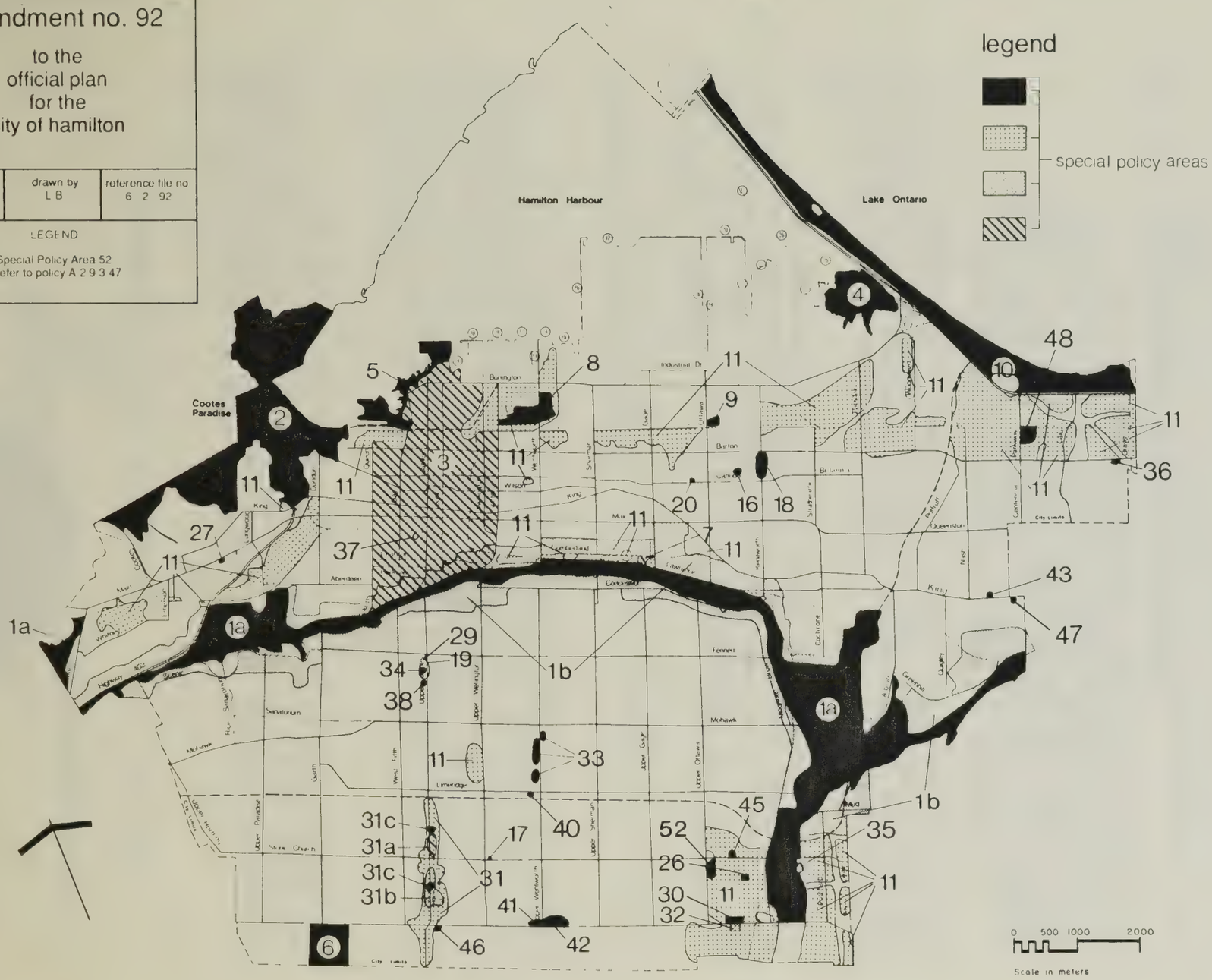
schedule B
amendment no. 92

to the
official plan
for the
city of hamilton

date	drawn by	reference file no
June, 1990	L B	6 2 92

LEGEND

Special Policy Area 52
refer to policy A 2 9 3 47



special policy areas

AREA	REFER TO POLICY
1(a)	A 2 9.1.
1(b)	A 2 9.1
2	A 2 9 2
3	A.2 9 3.
	A.2 9 3.1.
4	A 2 9 3 2.
5	A.2.9.3.3.
6	A.2 9 3.4
7	A.2 9 3 5.
8	A 2 9 3.6
9	A 2 9 3.7
10	A 2 9 3 8.
11	A 2 9 3 9.
16	A 2 9 3 14
17	A 2 9 3 15.
18	A.2 9 3 16.
19	A 2 9 3 17
20	A 2 9 3 18
26	A 2.9 3 21.
27	A 2 9 3 22
29	A.2 9 3 24
30	A 2 9 3 25.
31	A 2 9 3 26
31(a)	A.2.9.3.26.
31(b)	A.2 9 3 26
31(c)	A 2 9 3 26
32	A 2 9 3 27.
33	A.2 9 3 28.
34	A 2 9 3 29.
35	A.2.9.3.30.
36	A 2 9 3 31.
37	A 2 9 3.32.
38	A 2 9 3 33.
40	A 2 9 3 35
41	A 2 9 3 36.
42	A 2 9 3 37.
43	A 2 9 3 38.
46	A 2 9 3 41.
47	A.2.9.3 42
48	A 2 9 3 43

Refer to Schedule B - 1 for Special Policy Areas in the Downtown

schedule B

to the official plan
for
the city of hamilton

90 04 25

Bill No. C-102

The Corporation of the City of Hamilton

BY-LAW NO. 90- 217

To Authorize
The Entering Into of a Heritage Easement Agreement

Respecting:

THE HAMILTON BOARD OF EDUCATION
(STINSON STREET SCHOOL)

WHEREAS Section 37(1) of the Ontario Heritage Act, R.S.O. 1989, c. 337, as amended, provides as follows:

> 37. (1) Notwithstanding the provisions of subsection 36(1), the council of a municipality after consultation with its local advisory committee, where one is established, may pass by-laws providing for the entering into of easements or covenants with owners of real property, or interests therein, for the conservation of buildings of historic or architectural value or interest;

AND WHEREAS the Local Architectural Conservation Advisory Committee at its meeting of March 26, 1990 recommended that the City enter into a Heritage Easement Agreement with the Hamilton Board of Education, pursuant to Section 37 of the Ontario Heritage Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 12 of the 8th Report of the Planning and Development Committee at its meeting held on the 10th day of April 1990, authorized the preparation of a by-law to provide for the entering into of a Heritage Easement Agreement as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Corporation of the City of Hamilton is hereby authorized to enter into a Heritage Easement Agreement with the Hamilton Board of Education being the owners of the lands more particularly described in Schedule "A" attached hereto and forming part of this by-law, for the conservation, protection, and preservation of the present historical, architectural, aesthetic and scenic character and condition of the exterior of the building located thereon.

2. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are hereby authorized and directed to execute the Heritage Easement Agreement and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of July A.D. 1990.

City Clerk Mayor

(1990) 8 R.P.D.C. 12, Ap

CERTIFIED A TRUE COPY
CITY CLERK

SCHEDULE "A"

To By-law No. 90-217

All of Lots 1-6 (inclusive) and All of Lots 19 to 36 (inclusive) according to Registered Plan 207, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

Bill No. C-103

The Corporation of the City of Hamilton

BY-LAW NO. 90-218

To Authorize
The Entering Into of a Heritage Easement Agreement

Respecting:

MACNAB STREET PRESBYTERIAN CHURCH

WHEREAS Section 37(1) of the Ontario Heritage Act, R.S.O. 1989, c. 337, as amended, provides as follows:

> 37. (1) Notwithstanding the provisions of subsection 36(1), the council of a municipality after consultation with its local advisory committee, where one is established, may pass by-laws providing for the entering into of easements or covenants with owners of real property, or interests therein, for the conservation of buildings of historic or architectural value or interest;

AND WHEREAS the Local Architectural Conservation Advisory Committee at its meeting of November 5, 1987 recommended that the City enter into a Heritage Easement Agreement with the MacNab Street Presbyterian Church, pursuant to Section 37 of the Ontario Heritage Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 21 of the 22nd Report of the Planning and Development Committee at its meeting held on the 24th day of November 1987, authorized the preparation of a by-law to provide for the entering into of a Heritage Easement Agreement as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Corporation of the City of Hamilton is hereby authorized to enter into a Heritage Easement Agreement with the Trustees of MacNab Street Presbyterian Church being the owners of the lands more particularly described in Schedule "A" attached hereto and forming part of this by-law, for the conservation, protection, and preservation of the present historical, architectural, aesthetic and scenic character and condition of the exterior of the building located thereon.

2. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are hereby authorized and directed to execute the Heritage Easement Agreement and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of July A.D. 1990.

City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1987) 22 R.P.D.C. 21, November 24

SCHEDULE "A"

To By-law No. 90-218

In the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth and being composed of:

FIRSTLY: All of Lots 128 and 129 at the south-west corner of MacNab Street and Hunter Street in the survey of lots made by Peter H. Hamilton and now registered in the Land Registry Office for the Registry Division of Wentworth as Registered Plan No. 1270, as described in Instrument No. 952 H, Hamilton;

SECONDLY: All of Lot 127 and part of Lot 126 at the south-west corner of MacNab Street and Hunter Street in the survey of lots made by Peter H. Hamilton and now registered as Plan No. 1270 aforesaid and more particularly described as follows:

COMMENCING at the north eastern angle of Lot 127;

THENCE southerly along the western limit of MacNab Street, 108 feet;

THENCE westerly parallel to the southern limit of Lot 126, 125 feet more or less to the western limit of the said Lot 126;

THENCE northerly 108 feet more or less to the north western angle of the said Lot 127;

THENCE easterly along the northern limit of Lot 127, 125 feet more or less to the place of beginning, as described in Instrument No. 5124 Hamilton.

Bill No. C-104

The Corporation of the City of Hamilton

BY-LAW NO. 90-219

To Authorize
The Entering Into of a Heritage Easement Agreement

Respecting:

JAMES STREET BAPTIST CHURCH

WHEREAS Section 37(1) of the Ontario Heritage Act, R.S.O. 1989, c. 337, as amended, provides as follows:

> 37. (1) Notwithstanding the provisions of subsection 36(1), the council of a municipality after consultation with its local advisory committee, where one is established, may pass by-laws providing for the entering into of easements or covenants with owners of real property, or interests therein, for the conservation of buildings of historic or architectural value or interest;

AND WHEREAS the Local Architectural Conservation Advisory Committee at its meeting of May 28, 1990 recommended that the City enter into a Heritage Easement Agreement with the James Street Baptist Church, pursuant to Section 37 of the Ontario Heritage Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 10 of the 12th Report of the Planning and Development Committee at its meeting held on the 26th day of June 1990, authorized the preparation of a by-law to provide for the entering into of a Heritage Easement Agreement as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Corporation of the City of Hamilton is hereby authorized to enter into a Heritage Easement Agreement with the Trustees of James Street Baptist Church being the owners of the lands more particularly described in Schedule "A" attached hereto and forming part of this by-law, for the conservation, protection, and preservation of the present historical, architectural, aesthetic and scenic character and condition of the exterior of the building located thereon.

2. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are hereby authorized and directed to execute the Heritage Easement Agreement and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of July A.D. 1990.

City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 12 R.P.D.C. 10, June 26

SCHEDULE "A"

To By-law No. 90- 219

ALL THAT certain parcel of land situate in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth and Province of Ontario and being composed of parts of Lots numbers Seventy-five and Seventy-six in the block bounded by Jackson, James, Hunter and MacNab Streets described as follows:

COMMENCING at the south-west corner of Jackson and James Streets;

THENCE southerly along James Street One Hundred and Seventeen feet;

THENCE westerly parallel with Jackson Street One Hundred and Twenty-two feet, Nine inches more or less to the westerly limit of Lot number Seventy-six;

THENCE northerly along the westerly limit of the said Lot number Seventy-six, One Hundred and Seventeen feet more or less to Jackson Street;

THENCE easterly along Jackson Street One Hundred and Twenty-two feet Nine inches more or less to the place of beginning.

As described in Instrument No. 59712 Hamilton.

Bill No. C-105

The Corporation of the City of Hamilton

BY-LAW NO. 90-220

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 912 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"AA"** (Agricultural) District to **"E-2"** (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"E-2"** (Multiple Dwellings) District provisions as contained in Section 11B of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

(a) notwithstanding Section 11B(1) of By-law No. 6593, only a multiple dwelling containing not more than 18 dwelling units shall be permitted;

(b) notwithstanding Section 11B(2) of By-law No. 6593, the maximum height of any building or structure shall not exceed 3 storeys or 12.0 m;

(c) notwithstanding Section 18A(14) of By-law No. 6593, required parking spaces shall be permitted in the required front yard not less than 3.0 m from the front property line adjoining Rymal Road East;

(d) a landscaped planting strip not less than 3.0 m in width, excluding the area required for an access driveway, shall be provided and maintained along the front lot line adjoining Rymal Road East;

(e) a visual barrier not less than 0.6 m in height and not more than 1.2 m in height shall be provided and maintained within the 3.0 m wide landscaped planting strip along the front lot line adjoining Rymal Road East.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-2" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1180.

5. Sheet No. E-49E of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1180.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

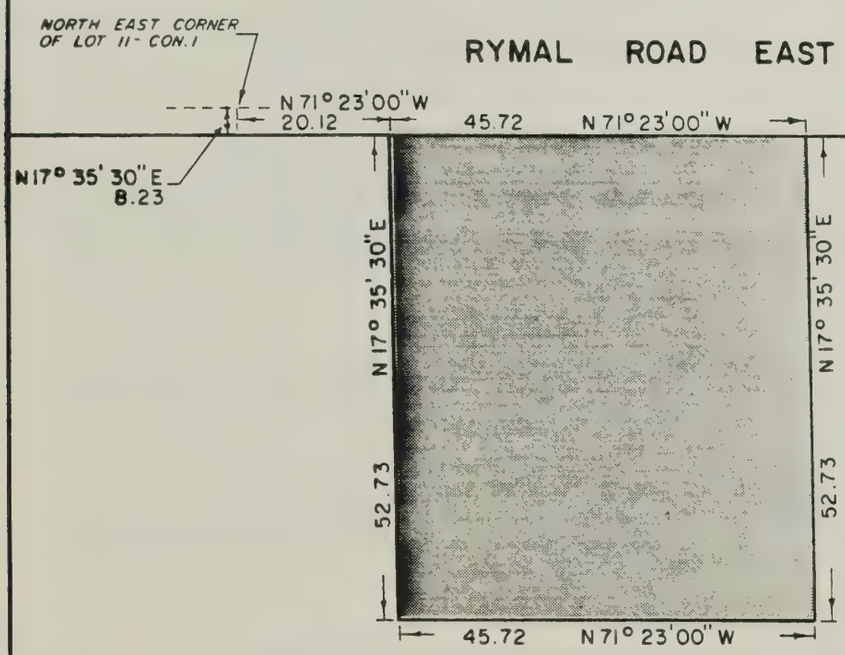
City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 11 R.P.D.C. 18, May 29
William Kosar, (In Trust), Prospective Owner
ZA-90-20



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-220
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-220

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"AA" (Agricultural) District to "E-2" (Multiple Dwellings) District, modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-20
	Date	Drawn By
	JUNE, 1990	L.B.

Bill No. C-106

The Corporation of the City of Hamilton

BY-LAW NO. 90-221

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 105 NEBO ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"M-14"** (Prestige Industrial) District provisions as contained in Section 17F of Zoning By-law No. 6593, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

(a) notwithstanding Section 17F(1)(b) of By-law No. 6593, the following accessory uses shall be permitted in conjunction with the existing use:

S.I.C. Identification Number	Accessory Use
9211	Restaurant, Licensed
9212	Restaurant, Unlicensed
9213	Take Out Food Services

(b) notwithstanding clause (a), the restaurant shall not exceed 37.16 m^2 in area and a seating capacity of 30 persons.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-14" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1181.

4. Sheet No. E-59D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1181.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

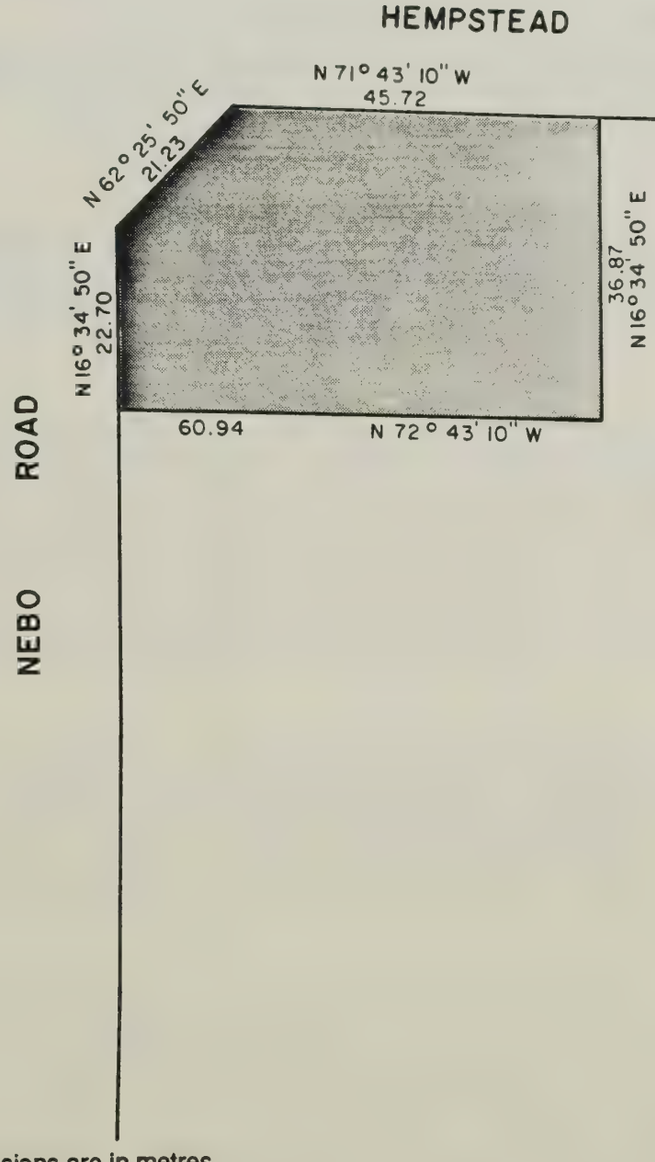
City Clerk

Mayor

(1990) 11 R.P.D.C. 20, May 29
S. & J. Food Distributors, Owner
ZA-90-27

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-221
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-221

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 90-.....

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-27
	Date	Drawn By
	JUNE, 1990	L.B.

Bill No. C-107

The Corporation of the City of Hamilton

BY-LAW NO. 90- 222

To Amend:

Zoning By-law No. 6593
As Amended By Zoning By-laws No. 79-252 and 79-296

Respecting:

LANDS LOCATED ON THE WEST SIDE OF ANCHOR ROAD, IN THE AREA SOUTH OF STONE CHURCH ROAD EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-252 on the 28th day of August 1979 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "M-13" District, in respect of the land located on Stone Church Road East and Anchor Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 25th day of February 1980, (File No. R 793987);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-296 on the 30th day of October 1979, to amend the special requirement referred to in Section 2.2(a) of By-law No. 79-252, which by-law was approved by the Ontario Municipal Board by Order dated the 25th day of February 1980, (File No. R 793987);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 14(b) of the 9th Report of the Planning and Development Committee at its meeting held on the 24th day of April 1990, recommended that Zoning By-law No. 6593, as amended by By-laws No. 79-252 and 79-296 be further amended to establish a special requirement under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 88, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 90-140, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, 1983.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"M-13"** (Prestige Industrial) District provisions, as contained in Section 17E of Zoning By-law No. 6593, as amended by By-laws No. 79-252 and 79-296, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

(a) notwithstanding Sections 17E(1)(a), (c) and (d) of By-law No. 6593, a wedding centre comprised of one or more of the following uses shall be permitted:

S.I.C. Identification Number	
	Residential Use
9111	Hotel (max. 50 rooms); or
9112	Motel (max. 50 rooms)
	Commercial Uses
4589	Other Transportation Services n.e.c., (restricted to a limousine service (except airports and stations))
6131	Women's Clothing Store (restricted to a Bridal Boutique)
6521	Florist Shop
6561	Jewellery Store
6582	Gift, Novelty and Souvenir Store (restricted to a gift shop and balloon store)
7512	Operators of Non-Residential Buildings (restricted to two banquet halls maximum capacity of 200 persons each)
9214	Caterers
9611	Motion Picture Video Production (restricted to video production)
9811	Religious Organizations (restricted to a chapel)
9931	Photographers
9961	Ticket and Travel Agency
	Industrial Use
1092	Dry Pasta Products Industry

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-13" District provisions, subject to the special requirements referred to in section 1 of this by-law, section 2 of By-law No. 79-252 and section 3 of By-law No. 79-296.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-658c.

4. Sheet No. E-69C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-658c.

5. In all other respects By-law 79-252, as amended by By-law No. 79-296 is hereby confirmed, unchanged.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

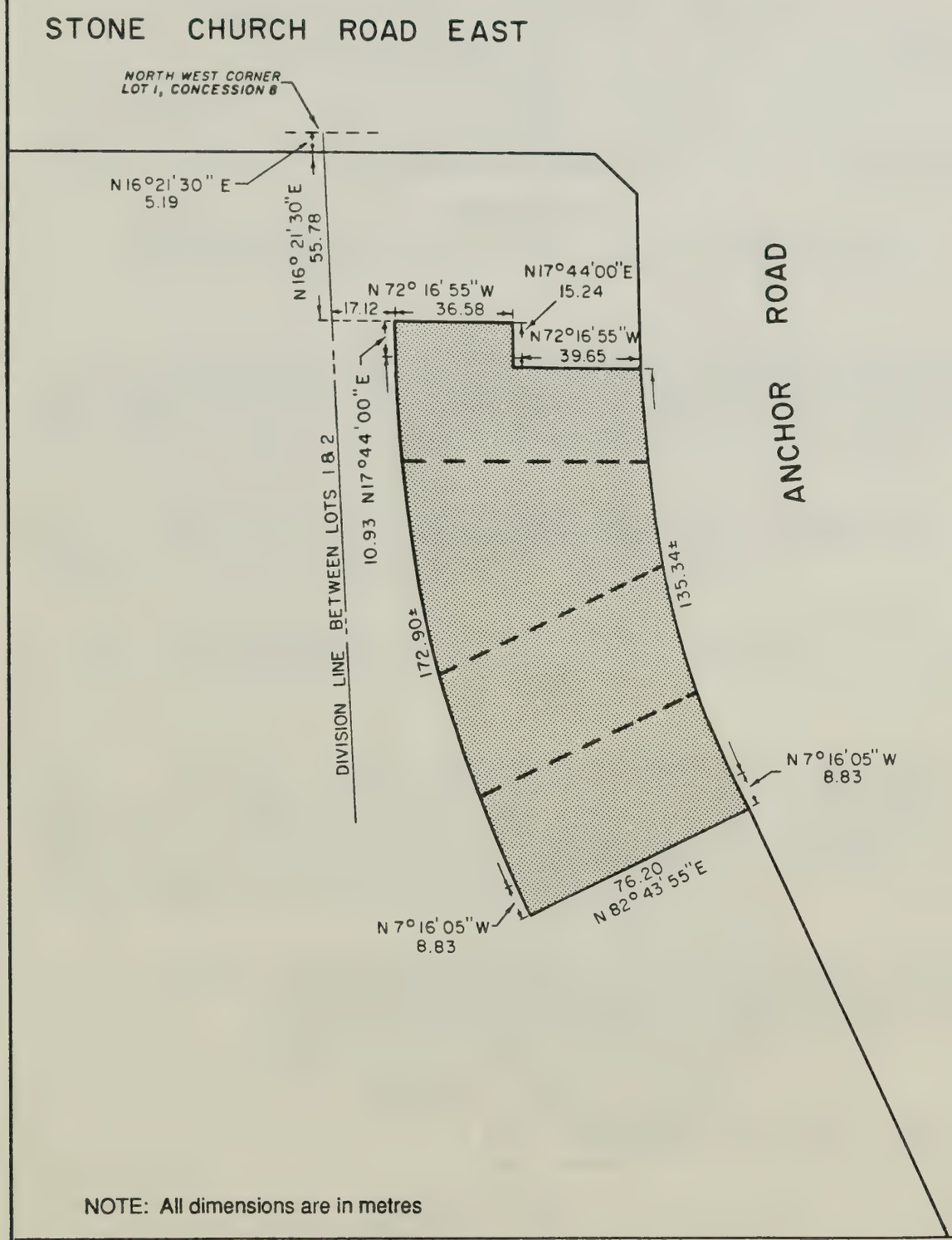
City Clerk

Mayor

(1990) 9 R.P.D.C. 14(b), April 24
M. Mercanti, Owner
ZA-90-15

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-222
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-222...

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 90-.....

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-15
	Date	Drawn By
	APRIL, 1990	L.B.

Bill No. C-108

The Corporation of the City of Hamilton

BY-LAW NO. 90- *223*

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 469 BAY STREET NORTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"D"** (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

(a) notwithstanding Section 10(1) of By-law No. 6593, the following **Industrial and Commercial Uses** shall be permitted **only within the first floor of the existing building**:

(i) **INDUSTRIAL USE**

1. a sail making and repair shop including canvas work;

(ii) **COMMERCIAL USE**

1. a retail store for the sale of marine hardware;

(iii) **ACCESSORY USE**

1. one ground sign, wall sign,or projecting sign having an area of not more than 0.4 m^2 non-illuminated or illuminated by non-flashing indirect or interior means only, located not less than 1.5 m from the nearest street line in connection with the commercial and industrial uses;

(b) Section 18A(1)(a) of By-law No. 6593 shall not apply for the Class "A" dwelling unit on the second floor.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1176.

4. Sheet No. W-2 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1176.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

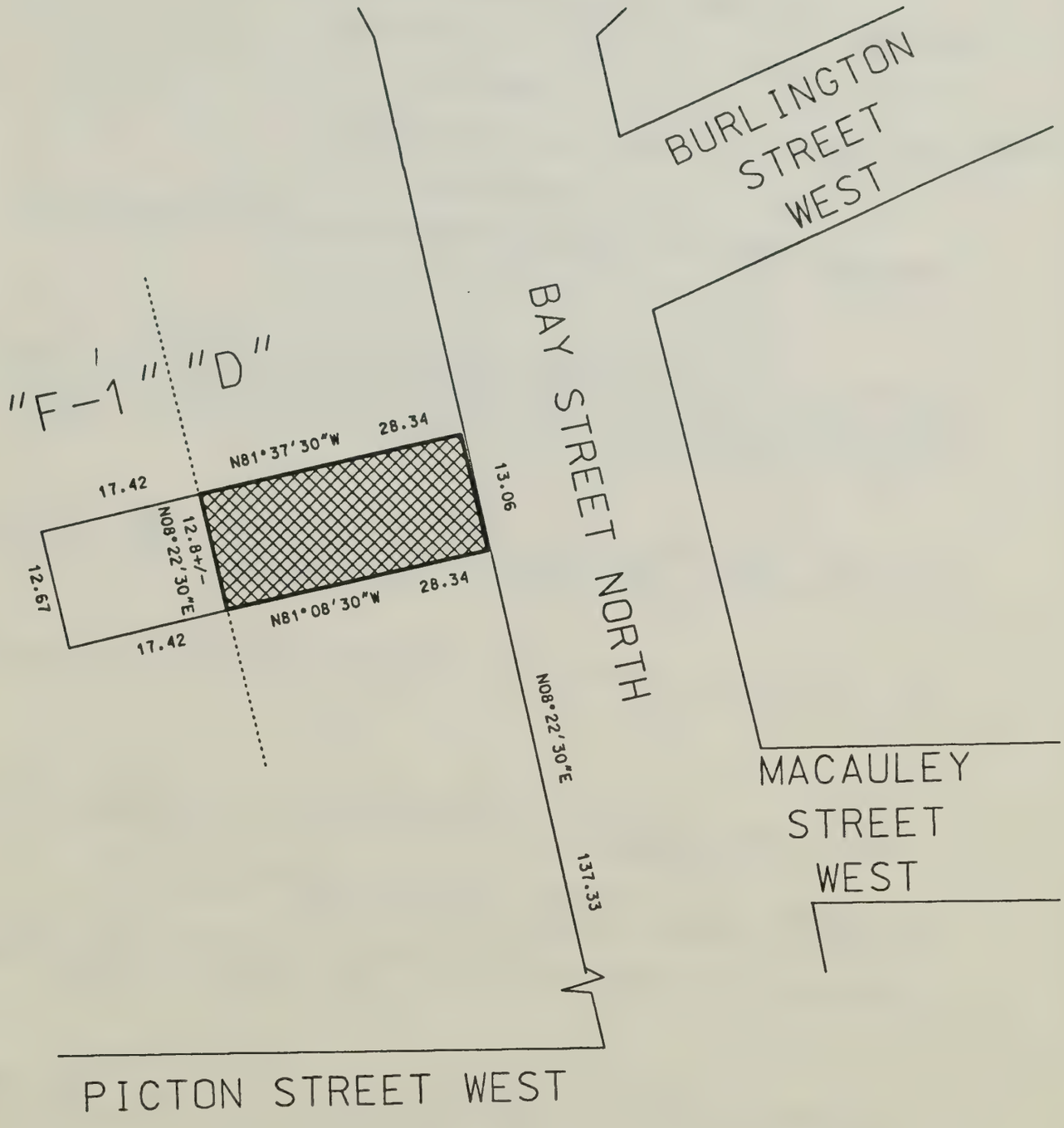
City Clerk

Mayor

(1990) 10 R.P.D.C. 6, May 8
H.M. and A.K. Nyhof, Owners
Amended ZA-89-18

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-223
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-223
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by By-Law No. 90-____

North	Scale	Reference File No.
	NOT TO SCALE	ZA89-18
	Date	Drawn By
	JUNE, 1990	T.A.

Bill No. C-109

The Corporation of the City of Hamilton

BY-LAW NO. 90- 224

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1279 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-49B and E-49C of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from **"AA"** (Agricultural) District to **"R-4"** (Small Lot Single-Family Detached) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

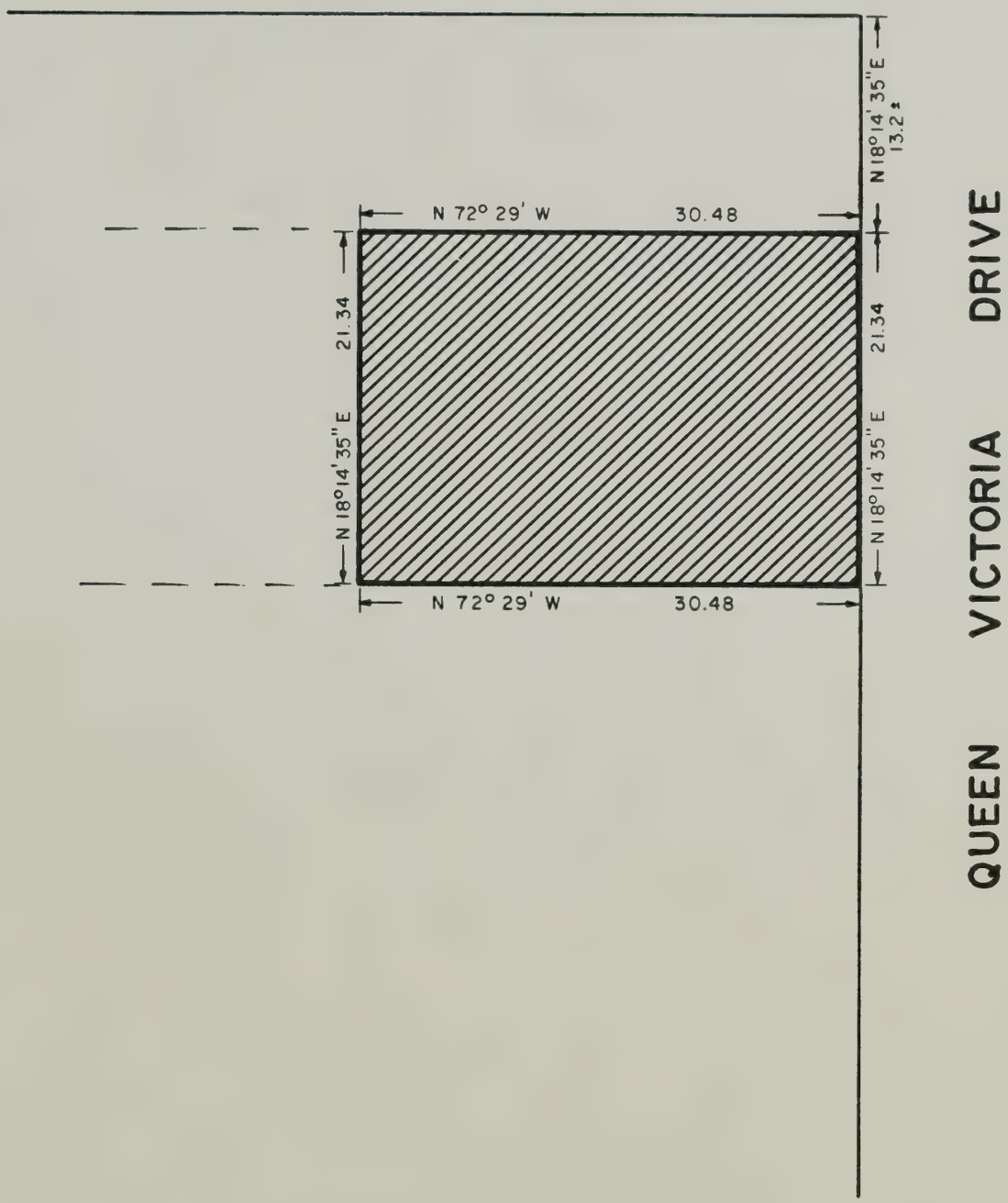
City Clerk

Mayor

(1990) 11 R.P.D.C. 13, May 29
Issac Johnson Owner
ZA-90-17

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-224
Passed the 31st day of July ,1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-224

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"AA"(Agricultural) District to "R-4"(Small Lot Single-Family Detached) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-17
	Date	Drawn By
	June 1990	AJL

Bill No. C-110

The Corporation of the City of Hamilton

BY-LAW NO. 90- 225

To Amend:

Zoning By-law No. 6593
As Amended By By-law No. 85-137
And To Repeal By-law No. 83-165

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 249 STONE CHURCH ROAD EAST AND 1415 UPPER WELLINGTON STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 83-165 on the 1st day of June 1983 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "C" District, in respect of the land located at Municipal No. 249 Stone Church Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of September 1983, (File No. R 830991);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 85-137 on the 30th day of July 1985 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "DE" District, in respect of the lands located on the East side of Upper Wellington Street and North of Stone Church Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 7 of the 10th Report of the Planning and Development Committee at its meeting held on the 8th day of May 1990, recommended that Zoning By-law No. 83-165 be repealed in its entirety and that Zoning By-law No. 6593, as amended by By-law No. 85-137 be further amended to change the zoning and establish additional special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"C"** (Urban Protected Residential, etc.) District to **"DE"** (Low Density Multiple Dwellings) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE" District provisions, as contained in Section 10A of Zoning By-law No. 6593, applicable to the lands comprised in Blocks 1 and 2 the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10A(1) of By-law No. 6593, a two-family dwelling shall be permitted within the building existing at the date of the passing of this by-law, municipally known as 249 Stone Church Road East;

(b) notwithstanding Section 10A(3)(iii) of By-law No. 6593, a rear yard having a depth of not less than 5.0 m shall be provided and maintained for the building addition on Block 1;

(c) Section 4(3)(a) of By-law No. 6593 shall not apply;

(d) notwithstanding Table 1, 1.(g) referred to in Section 18A of By-law No. 6593, not less than 73 parking spaces shall be provided and maintained;

(e) Section 18A(11) and (12) of By-law No. 6593 shall not apply to the most northerly lot line adjoining the parking area;

(f) notwithstanding Section 18A(25) of By-law No. 6593, the existing westerly access driveway on Stone Church Road East shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE" District provisions, subject to the special requirements referred to in section 2 of this by-law and in section 1 of By-law No. 85-137.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-913a.

5. Sheet No. E-18C of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-913a.

6. By-law No. 83-165 is hereby repealed.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* **A.D. 1990.**

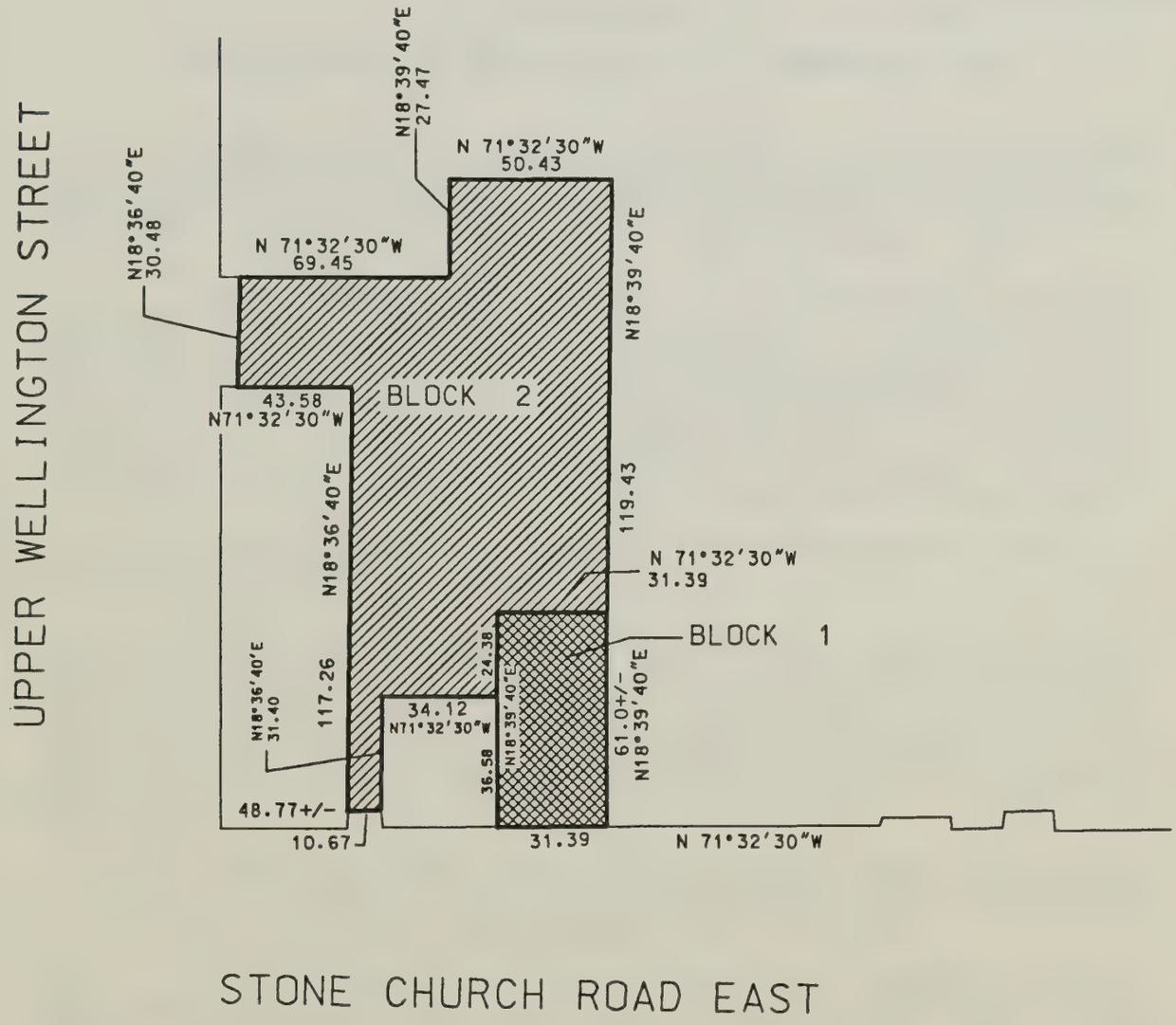
City Clerk

Mayor

(1990) 10 R.P.D.C. 7, May 8
Mount Hamilton Christian Homes, Inc., Owner
ZA-90-14

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90- 225
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-225
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1 — Change in zoning from "C" (Urban Protected Residential, etc.) District, modified to "DE" (Low Density Multiple Dwellings) District, modified.

BLOCK 2 — Further modification to the "DE" (Low Density Multiple Dwellings) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-14
	Date	Drawn By
	MAY 1990	T.A.

Bill No. C-111

The Corporation of the City of Hamilton

BY-LAW NO. 90- 226

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 26 ARROWSMITH ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 90, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 90-161, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, 1983.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "JJ" (Restricted Light Industrial) District and the "KK" (Restricted Heavy Industrial) District provisions as contained in Sections 16A and 17A of Zoning By-law No. 6593, applicable to the land comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

   (a) notwithstanding Sections 16A(1) and 17A(1) of By-law No. 6593, general offices shall be permitted within the existing building only.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "JJ" District and "KK" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1175.

4. Sheet No. E-103 of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1175.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 31st day of July A.D. 1990.

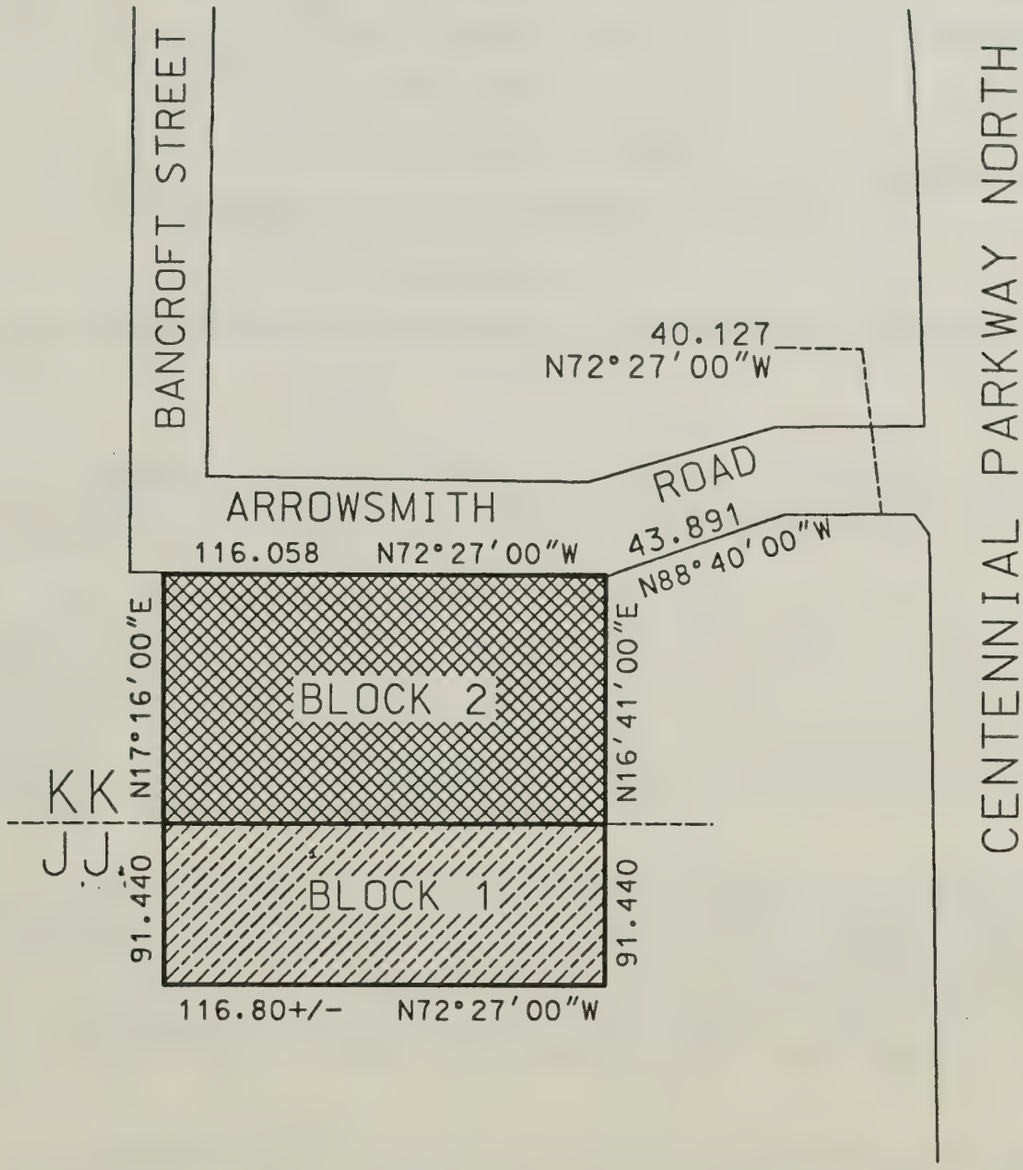
City Clerk

Mayor

(1990) 10 R.P.D.C. 5(b), May 8
DiMarcantonio Industries Ltd.
(S. DiMarcantonio, D. DiMarcantonio and P. DiMarcantonio), Owners
ZA-88-119

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90- 226
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90- 226
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1 — Lands to be regulated by By-Law No. 90.....

BLOCK 2

North	Scale	Reference File No.
	NOT TO SCALE	ZA88-119
	Date	Drawn By
	MAY 1990	T.A.

Bill No. C-112

The Corporation of the City of Hamilton

BY-LAW NO. 90- 227

To Amend:

Zoning By-law No. 6593

As Amended By Zoning By-law No. 86-201

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1492 UPPER JAMES STREET

WHEREAS By-law No. 6593 was passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-201 on the 25th day of June 1986 to establish special requirements under Section 19B of By-law No. 6593 in respect of the land located at Municipal No. 1492 Upper James Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 12 of the 21st Report of the Planning and Development Committee at its meeting held on the 26th day of September 1989 directed that Zoning By-law No. 6953, as amended by By-law No. 86-201, be further amended to establish additional special requirements under Section 19B of By-law No. 6593 with respect to the land located at Municipal No. 1492 Upper James Street;

AND WHEREAS City Council at its meeting held on the 29th day of May 1990 approved further modifications to this zoning application;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, as amended by By-law No. 86-201, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the special requirements that,

(a) in accordance with Section 38 of the Planning Act, 1983 the buildings or structures existing on the day of the passing of this by-law and the land may be used temporarily for the sale of new and used automobiles for a period not exceeding three years from the day of the passing of this by-law;

(b) notwithstanding Section 9.(1) of By-law No. 6593, one pylon sign will be permitted on the lot in accordance with the requirements of Section 14A(3)(a) of By-law No. 6593;

(c) notwithstanding Section 18(3)(ivc)(b) of Zoning By-law No. 6593, a landscaped planting strip having a width of not less than 3.0 m shall be provided and maintained only along the northerly lot line;

(d) notwithstanding Section 18(3)(ivc)(c) of Zoning By-law No. 6593, no visual barrier shall be required.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-939a.

4. Sheet No. W-9D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-939a.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

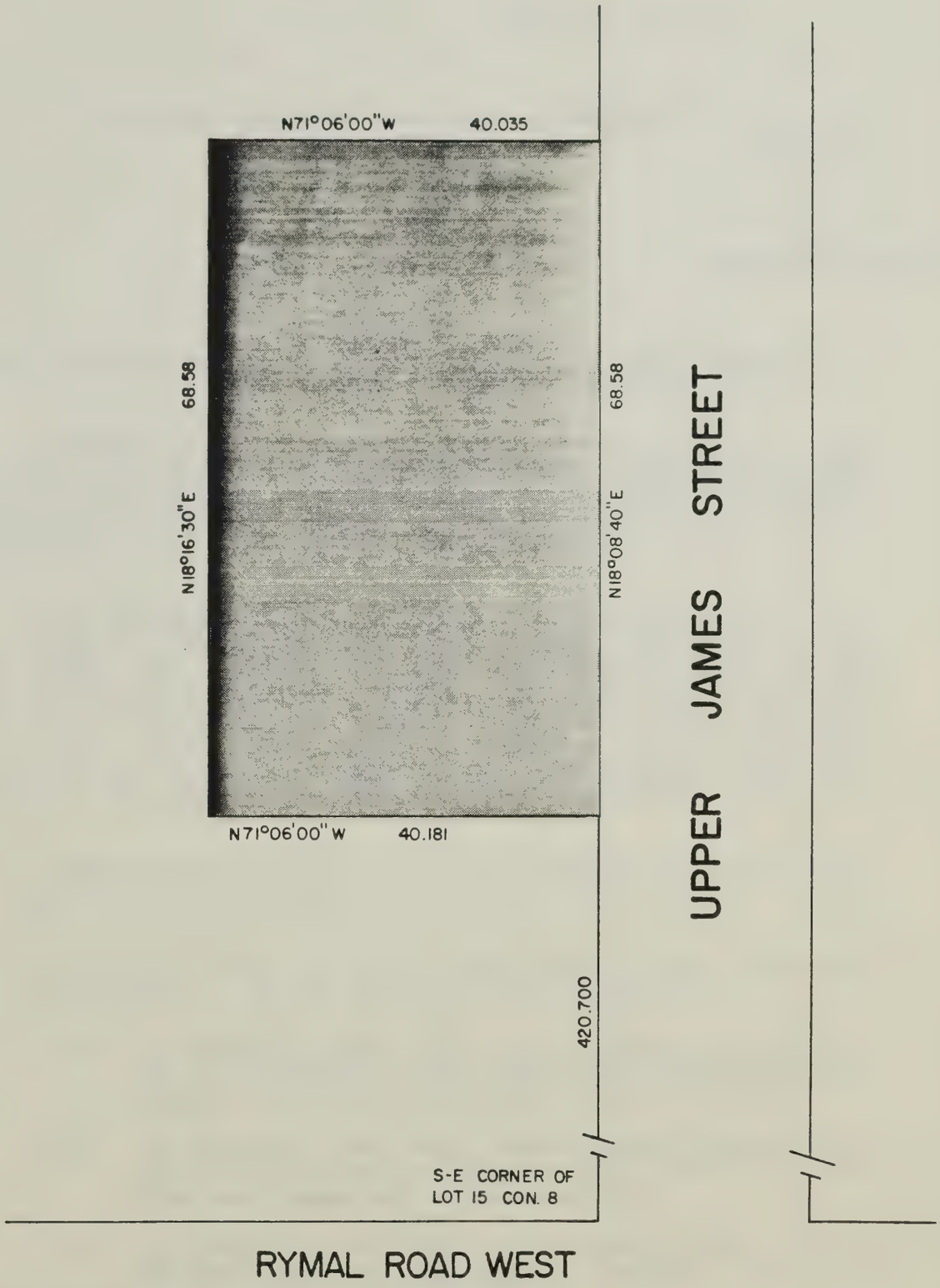
City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1989) 21 R.P.D.C. 12, September 26
City Council resolution adopted May 29, 1990
603815 Ontario Inc., (W. A. Hemstreet), Owner
ZA-89-45



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-227
Passed the 31st day of July, 1989.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-227

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by By-law No.

North	Scale	Reference File No.
	NOT TO SCALE	ZA - 89 - 45
	Date	Drawn By
	September 1989	A.P.

Bill No. C-113

The Corporation of the City of Hamilton

BY-LAW NO. 90- 228

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1441 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 91, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 90-185, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, 1983.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1 Sheets No. E-9C and E-9D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from **"AA"** (Agricultural) District to **"A"** (Conservation, Open Space, Park and Recreation) District, the land comprised in Block 1, and

(b) by changing from **"AA"** (Agricultural) District to **"C"** (Urban Protected Residential, etc.) District, the land comprised in Block 2, and

(c) by changing from **"AA"** (Agricultural) District to **"RT-30"** (Street - Townhouse) District, the land comprised in Block 3, and

(d) by changing from **"AA"** (Agricultural) District to **"HH"** (Restricted Community Shopping and Commercial) District, the land comprised in Block 4, and

(e) by changing from **"C"** (Urban Protected Residential, etc.) District to **"HH"** (Restricted Community Shopping and Commercial) District, the land comprised in Block 5,

the extent and boundaries of each of which Blocks 1, 2, 3, 4 and 5 are shown on a plan hereto annexed as Schedule "A".

2. The **"HH"** (Restricted Community Shopping and Commercial) District provisions as contained in Section 14A of Zoning By-law No. 6593, applicable to the lands referred to in sections 1(d) and 1(e) are amended to the extent only of the special requirements that,

(a) notwithstanding Section 14A(3)(a) of By-law No. 6593, a front yard having a depth of not less than 24.0 m shall be provided;

(b) a visual barier not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained within the landscaped strip not less than 9.0 m in width along the easterly rear lot line of Block 4;

(c) a landscaped area not less than 3.0 m in width, excluding vehicular access, shall be provided and maintained adjacent to the Upper James Street road allowance.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1179.

5. Sheets No. E-9C and E-9D of the District Maps are amended by marking the lands referred to in section 1(d) and 1(e) of this by-law, S-1179.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

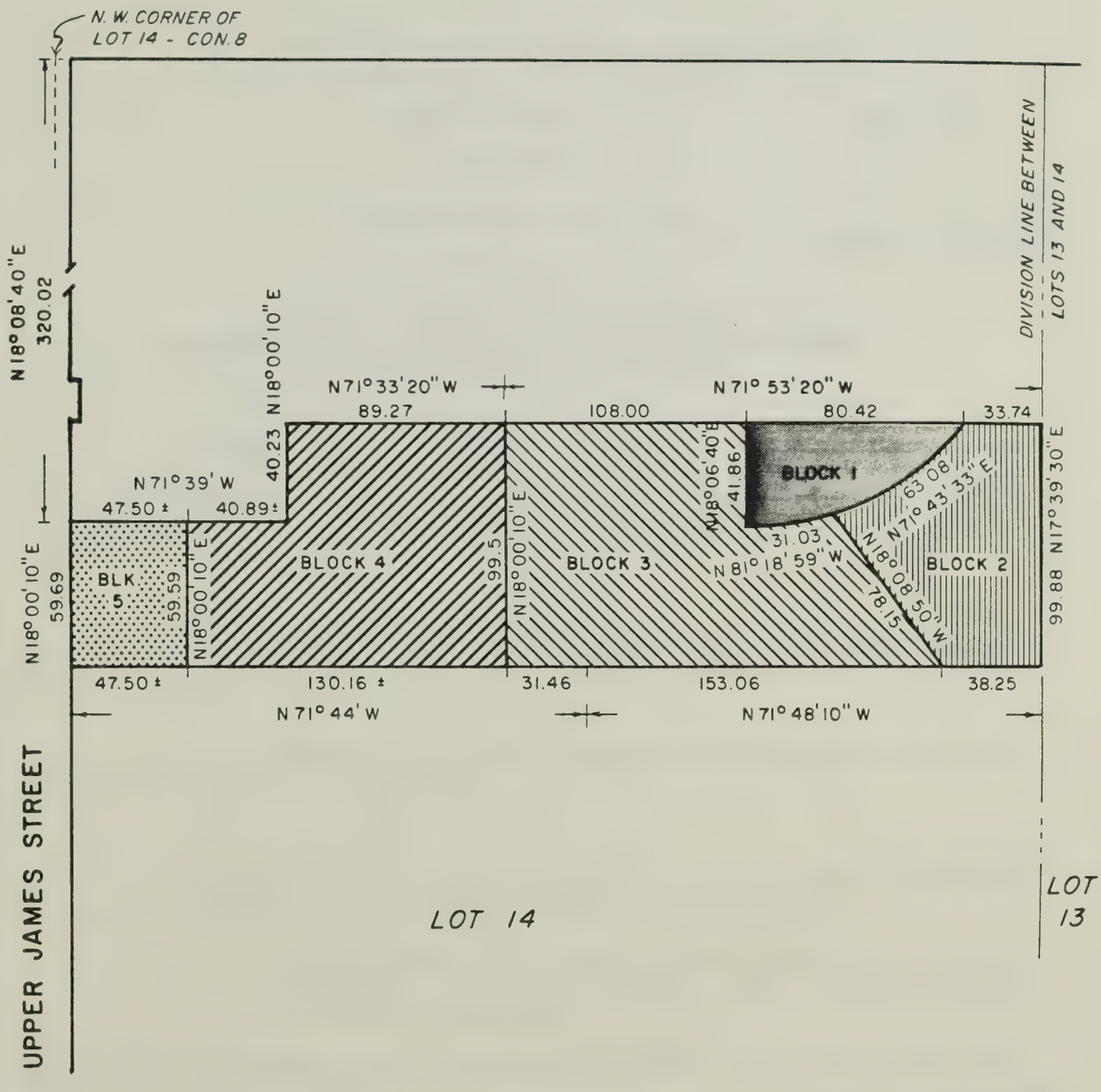
City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 11 R.P.D.C. 14, May 29
Carriage Gate Homes Ltd., Owner
ZA-89-104



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-228
PASSED THE 31st DAY OF July

Clerk

Mayor

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89 - 104
	Date	Drawn By
	JUNE 1990	Z. K.

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90 - 228

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

CHANGES IN ZONING FROM:

BLOCK 1 — "AA" (AGRICULTURAL) DISTRICT TO "A" (CONSERVATION, OPEN SPACE, PARK AND RECREATION) DISTRICT.

BLOCK 2 — "AA" (AGRICULTURAL) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.

BLOCK 3 — "AA" (AGRICULTURAL) DISTRICT TO "RT-30" (STREET - TOWNHOUSE) DISTRICT.

BLOCK 4 — "AA" (AGRICULTURAL) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT, MODIFIED.

BLOCK 5 — "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT, MODIFIED.

Bill No. C-114

The Corporation of the City of Hamilton

BY-LAW NO. 90- 229

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NOS. 1448-1500 UPPER SHERMAN AVENUE FRONTING ONTO ACADIA DRIVE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-27C and E-27D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

   (a) by changing from **"AA"** (Agricultural) District modified to **"R-4"** (Small Lot Single-Family Detached) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 31st day of July A.D. 1990.

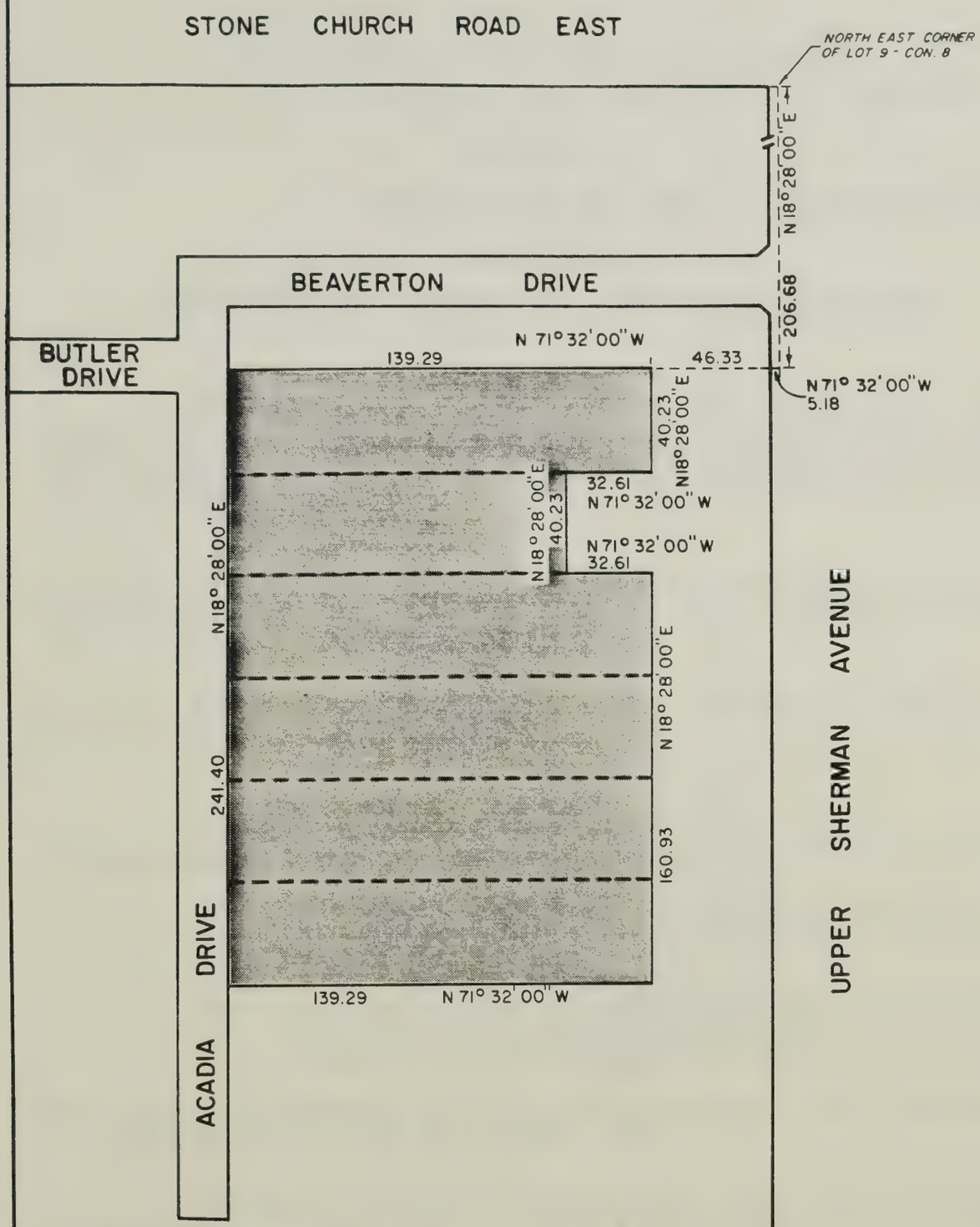
City Clerk

Mayor

(1990) 12 R.P.D.C. 15, June 26
603976 Ontario Ltd.
(J. Rubino and D. Valentini), Owners
ZA-90-07

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-229
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-229

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"AA" (Agricultural) District, modified to "R-4" (Small Lot Single - Family Detatched) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-07
	Date	Drawn By
	JULY, 1990	L.B.

Bill No. C-115

The Corporation of the City of Hamilton

BY-LAW NO. 90- 230

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1606 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"RT-20"** (Townhouse - Maisonette) District, the land comprised in Block 1, and

   (b) by changing from **"C"** (Urban Protected Residential, etc.) District to **"RT-20"** (Townhouse - Maisonette) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The **"RT-20"** (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

   (a) a planting strip not less than 3.0 m in width shall be provided and maintained along the northerly and westerly lot lines;

   (b) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the northerly and westerly lot lines.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1184.

5. Sheet No. E-38D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1184.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

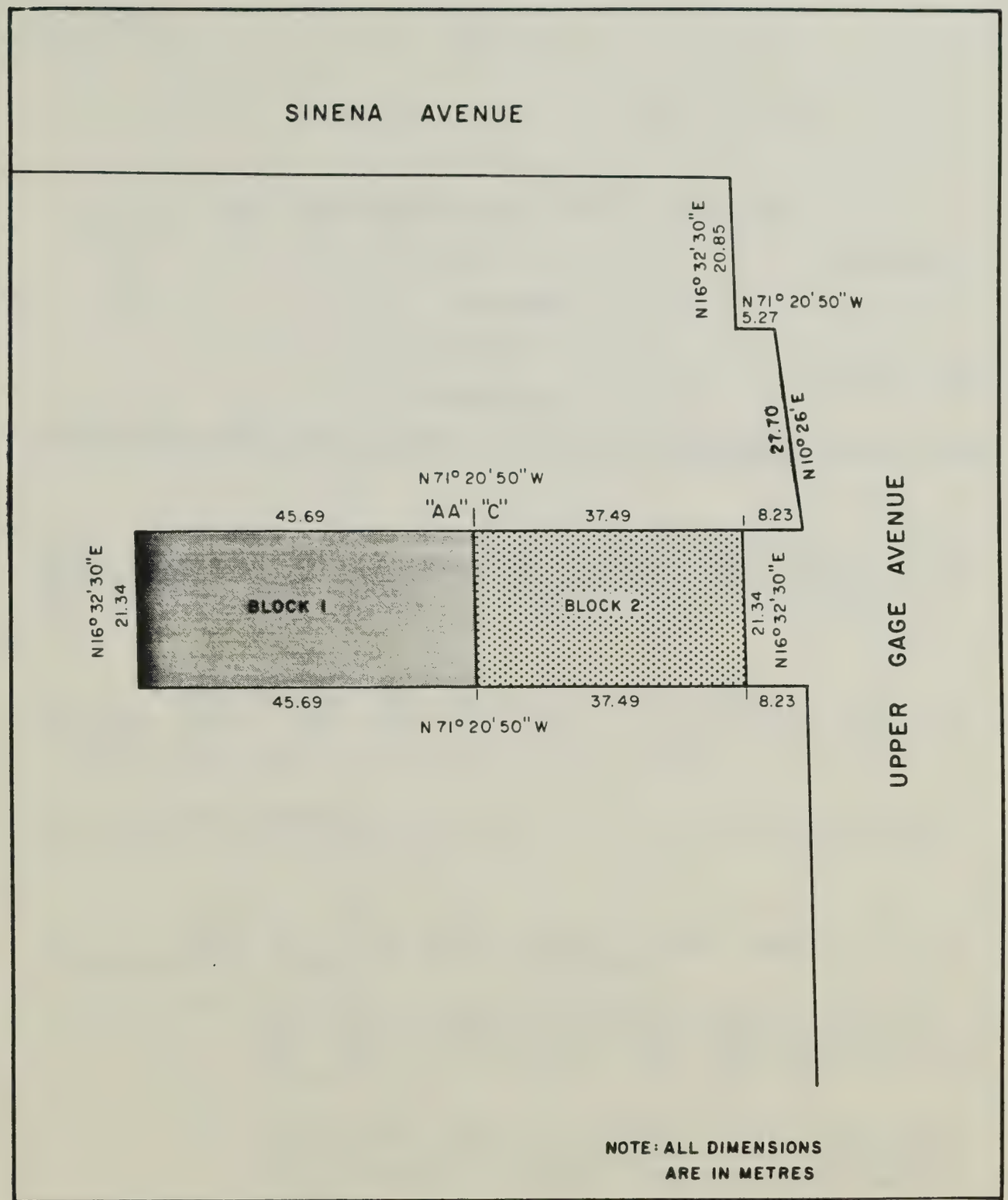
City Clerk

Mayor

(1990) 12 R.P.D.C. 18, June 26
R. McDowell, R. Lewczuk and
P. Serrani, Owners
ZA-90-33

CERTIFIED A TRUE COPY

CITY CLERK



THIS IS SCHEDULE "A" TO BY-LAW NO 90-230
PASSED THE 31st DAY OF July 1990

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90- 230

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

CHANGE IN ZONING FROM:

BLOCK 1 — "AA" (AGRICULTURAL) DISTRICT TO "RT-20" (TOWNHOUSE-MAISONETTE) DISTRICT, MODIFIED.

BLOCK 2 — "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "RT-20" (TOWNHOUSE-MAISONETTE) DISTRICT, MODIFIED.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-33
	Date	Drawn By
	JUNE 29, 1990	Z.K.

Bill No. C-116

The Corporation of the City of Hamilton

BY-LAW NO. 90- *231*

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 315 CENTENNIAL PARKWAY NORTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-103 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"JJ"** (Restricted Light Industrial) District to **"HH"** (Restricted Community Shopping and Commercial) District, the land comprised in Block 1, and

   (b) by changing from **"KK"** (Restricted Heavy Industrial) District to **"HH"** (Restricted Community Shopping and Commercial) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

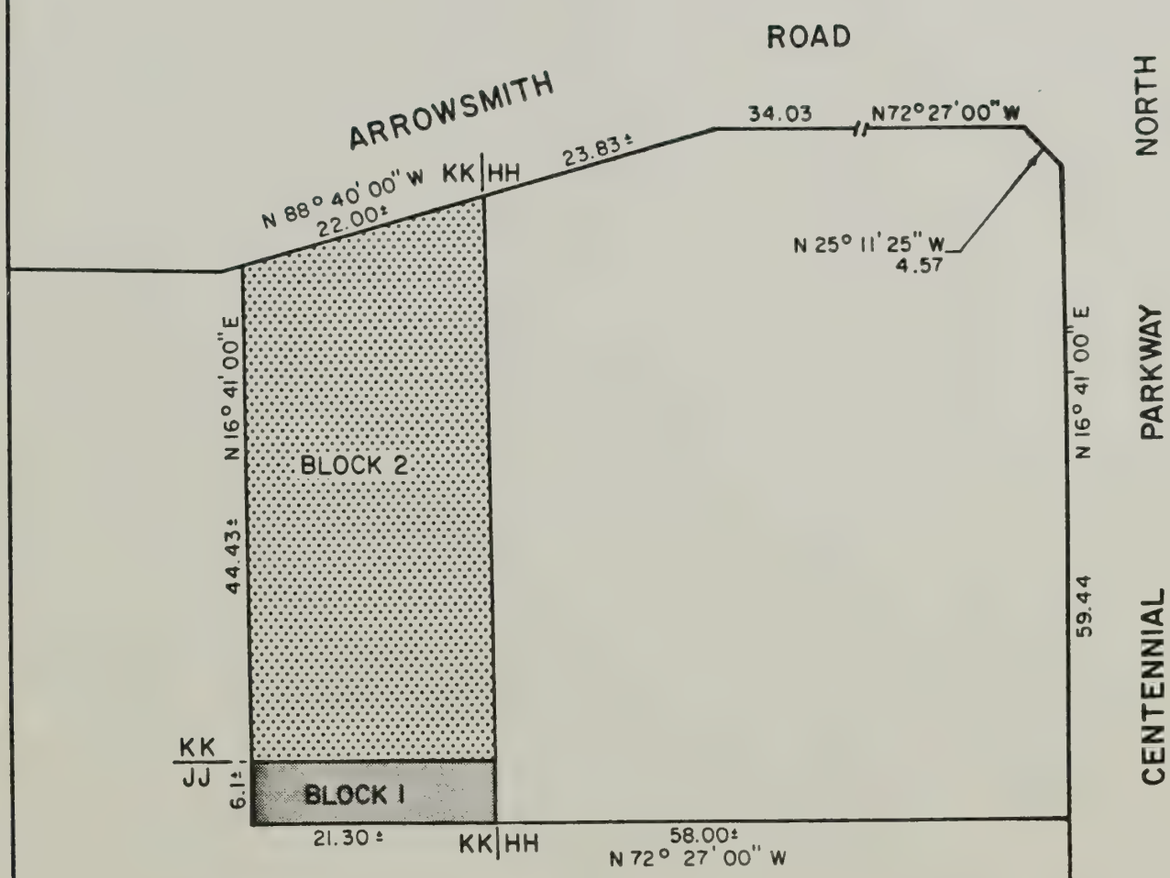
City Clerk

Mayor

(1990) 12 R.P.D.C. 16, June 26
Select Site Properties Limited, Owner
ZA-90-37

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-231
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-231

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

BLOCK 1 — "JJ" (Restricted Light Industrial) District to "HH" (Restricted Community Shopping and Commercial) District.

BLOCK 2 — "KK" (Restricted Heavy Industrial) District to "HH" (Restricted Community Shopping and Commercial) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-37
	Date	Drawn By
	JULY, 1990	L.B.

Bill No. C-117

The Corporation of the City of Hamilton

BY-LAW NO. 90-232

To Amend Zoning By-law No. 6593

Respecting:

REGULATION OF GUN SHOPS

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 10 of the 10th Report of the Planning and Development Committee at its meeting held on the 8th day of May 1990, recommended that Zoning By-law No. 6593, as amended, be further amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2.(2)D. of Zoning By-law No. 6593 is amended by adding thereto the following clause:

(iiia) "Gunshop" shall mean any building or premises,

(a) where firearms are purchased, offered for purchase, sold, offered for sale, manufactured, produced, repaired, altered, modified or taken in pawn, or

(b) where ammunition is purchased, offered for purchase, sold, or offered for sale.

2. (1) Section 13A(1) of By-law No. 6593 is amended by adding thereto the following clause:

(ixb) A gun shop.

(2) Section 13B(1) of By-law No. 6593 is amended by adding thereto the following clause:

(ia) the use permitted in clause (ixb) of subsection 1 of Section 13A.

(3) Section 13D(1)B of By-law No. 6593 is amended by adding thereto the following clause:

(xvia) A gun shop.

3. Section 14.(1)(xiv) of By-law No. 6593 is amended by deleting the words "gunsmith's or" in the sixth line thereof.

4. (1) Section 16.(1) of By-law No. 6593 is amended by adding thereto the following clause:

(iva) A gun shop.

(2) Section 16A(1) of By-law No. 6593 is amended by adding thereto the following clause:

(ek) A gun shop.

5. Table 4, referred to in Sections 17C(1)(c), 17D(1)(b), 17E(1)(c), 17F(1)(a), and 17G(1)(a) of By-law No. 6593, is amended by adding thereto the following:

S.I.C. Identification Number	Use Not Prohibited	District M11	M12	M13	M14	M15
N/A	Gun Shop	X	X	X	X	X

6. Section 18 of Zoning By-law No. 6593 is amended by adding thereto the following subsection:

SPECIAL REQUIREMENTS FOR ESTABLISHMENTS SELLING/REPAIRING FIREARMS

(12) Notwithstanding any other provision of this by-law, the following provisions shall apply to every gunshop,

1. Display
No firearms shall be displayed in any shop or store window.

2. Location Requirement
A radial separation distance of not less than 300 m shall be provided from the lot line of the shop or store to the lot line of any school.

7. In all other respects, By-law No. 6593 is hereby confirmed, unchanged.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *31st* day of *July* A.D. 1990.

City Clerk

Mayor

(1990) 10 R.P.D.C. 10, May 8
City Initiative 89-E

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. C-118

The Corporation of the City of Hamilton

BY-LAW NO. 90-233

To Remove:

"RANDALL ESTATES - PHASE 4 AND STONE CHURCH SURVEY" REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 49 of the Planning Act, 1983, Chapter 1 provides as follows:

(7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...

AND WHEREAS subsection 5 of section 49 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 49 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 22 of the 13th Report of the Planning and Development Committee at its meeting held on the 31st day of July 1990, directed that a by-law be prepared to remove part-lot control from the lands herein described.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 49 of the Planning Act, 1983, Chapter 1, shall not apply to the following lands:

   1. Part of Parcel 7-4, Section Bar. 7(c), all of Lots 1 to 9 (inclusive) and Blocks 10 to 16 (inclusive), Plan 62M-657, being part of the Parcel, and

   2. All of Lot 3, Registered Plan Number 1059, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 49(7) of the Planning Act, 1983 and O. Reg. 443/75 thereunder.

(b) This by-law shall continue in force and effect for a term not to exceed six months from the date of registration in the Land Titles Division and in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this 31st day of July A.D. 1990.

City Clerk Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 13 R.P.D.C. 22, July 31

Bill No. C-119

The Corporation of the City of Hamilton

BY-LAW NO. 90- 234

To Remove:

"AQUINO GARDENS" REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 49 of the Planning Act, 1983, Chapter 1 provides as follows:

> (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...

AND WHEREAS subsection 5 of section 49 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 49 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 23 of the 13th Report of the Planning and Development Committee at its meeting held on the 31st day of July 1990, directed that a by-law be prepared to remove part-lot control from the lands herein described.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 49 of the Planning Act, 1983, Chapter 1, shall not apply to the following lands:

   1. All of Lots 1 to 32 inclusive, Registered Plan Number 62M-661, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 49(7) of the Planning Act, 1983 and O. Reg. 443/75 thereunder.

   (b) This by-law shall continue in force and effect for a term not to exceed six months from the date of registration in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this *31st* day of *July* A.D. 1990.

City Clerk Mayor

CERTIFIED A TRUE COPY
CITY CLERK

(1990) 13 R.P.D.C. 23, July 31

Bill No. C-120

The Corporation of the City of Hamilton

BY-LAW NO. 90-235

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED ON THE EAST AND WEST SIDES OF CENTENNIAL PARKWAY NORTH BETWEEN QUEENSTON STREET AND THE QUEEN ELIZABETH WAY

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

   128. Lands located on the east and west sides of Centennial Parkway North between Queenston Street and the Queen Elizabeth Way, shown on Appendix 128 hereto annexed and forming part of this by-law.

2. Appendix 128 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this *31st* day of *July* A.D. 1990.

City Clerk

Mayor

(1990) 2 R.P.D.C. 4(e), January 30

NOTE: All dimensions are in metres

This is Schedule A to By-Law No. 90- 235
Passed the 31st day of July, 1990.

Clerk

Mayor

City of Hamilton

Appendix 128

to By-Law No.79-275

as Amended by
By-Law No. 87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands Designated Under this By-Law as an area of Site Plan Control pursuant to Section 40 of the Planning Act.

North	Scale	Reference File No.
	NOT TO SCALE	
	Date	Drawn By
	JUNE, 1990	W.J.S.

Bill No. H-100

The Corporation of the City of Hamilton

BY-LAW NO. 90 - 236

A By-law to Amend the Destruction of Records By-law No. 81-217 as amended to include retention schedule for the Office of City Solicitor.

WHEREAS By-law No. 81-217, passed on July 28, 1981, authorized the destruction of documents in certain departments according to specified retention periods in accordance with s.116 of the Municipal Act, R.S.O. 1980, c. 302; and

WHEREAS it is desirable to provide for the disposition of records of the Office of the City Solicitor upon completion of specified retention periods;

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 3 of By-law No. 81-217 is amended by adding to the list of Schedule numbers and City Departments in Table 1, " 13 - Office of City Solicitor"

2. Schedule 13 attached hereto and forming part of this by-law, is annexed to and forms part of By-law No. 81-217.

PASSED this 31st day of July A.D. 1990.

City Clerk

Mayor

Approved by Pannell Kerr MacGillivray the Auditors of The Corporation of the City of Hamilton.

DATED at the City of Hamilton, this 15 day of June, 1990.

Pannell Kerr MacGillivray

CERTIFIED A TRUE COPY

CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

SCHEDULE "13 " TO BY-LAW NO. 81-217

Office of the City Solicitor

Description of Records	Period of Retention
Workers' Compensation Claims Files	7 years
General Claim Files, Litigation	7 years
Prosecutions	2 years
Contracts under seal	20 years
Contracts not under seal	6 years
By-laws - General	keep as long as active, in case of amendments or repeal
By-laws - Specific	2 years
Private Legislation	permanent, until repealed
Legal Opinions	permanent, selective retention*
Tribunals	3 years
General	2 years
Licensing Committee	7 years, selective retention*
Easements, Expropriations, Real Estate Sales/Purchases, Title Opinions, Realty Tax Arrears	Permanent
Subdivision Control, Leases, Liens	10 years, selective retention*
Site Plan Agreements, Real Estate Appraisals, Highway Agreements, ByLaws and Orders	10 years
Boards/Committees	10 years, selective retention*

Period of Retention commences from date the file is closed unless otherwise noted.

Selective Retention involves reviewing records after the period of retention has expired to determine if disposition of records is appropriate.

Records of **Boards or Committees** vested in the Region in 1974 shall be disposed of immediately.

Bill No. H-101

BY-LAW NO. 90 - 237

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31st DAY OF JULY A.D., 1990.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of July A.D. 1990

CITY CLERK MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. B-100

The Corporation of the City of Hamilton

BY-LAW NO. 90-244

To Authorize:

RENOVATIONS AND REPAIRS TO IVOR WYNNE STADIUM

WHEREAS the Ontario Municipal Board by Order dated the 25th day of November 1983, (File No. E 831132), approved,

(a) the repairs to Ivor Wynne Stadium at an estimated cost of $625,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(b) the issuance of the necessary debentures by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation;

AND WHEREAS By-law No. 84-1, passed on the 10th day of January 1984, authorized proceeding with the undertaking;

AND WHEREAS the Ontario Municipal Board by Order dated the 30th day of January 1986, (File No. E 831132), approved,

(c) an additional expenditure of $1,275,000.000 covering an additional estimated cost of this amount, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(d) the issuance of additional debentures in the amount of $1,275,000.00 by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

AND WHEREAS By-law No. 86-92, passed on the 25th day of February 1986, authorized proceeding with the undertaking;

AND WHEREAS the Ontario Municipal Board by Order dated the 26th day of June 1990, (File No. E 831132), approved,

(e) an additional expenditure of $345,000.00 covering an additional estimated cost of this amount, and the borrowing of money by way of temporary advances not exceeding in the aggregate such additional estimated cost pending the sale of debentures,

(f) the issuance of additional debentures in the amount of $345,000.00 by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation, and an amendment of the said previous orders dated the 25th day of November, 1983, and the 30th day of January, 1986, and

(g) amending the term of debenture from fifteen years to twenty years.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the renovations and repairs to Ivor Wynne Stadium may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 26th day of June 1990.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this *28th* day of *August* A.D. 1990.

Deputy City Clerk

Mayor

Council resolution
adopted March 16, 1990

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

Bill No. B-101

The Corporation of the City of Hamilton

BY-LAW NO. 90- *245*

To Authorize:

CONSTRUCTION OR REPAIR OF PARKING LOTS OR PATHWAYS AT VARIOUS LOCATIONS

WHEREAS the Ontario Municipal Board by Order dated the 14th day of June 1990, (File No. E 900566), approved,

(a) an expenditure of $107,000.00 for the construction or repair of parking lots or pathways at various locations and the borrowing of money by way of temporary advances not exceeding in the aggregate such sum pending the sale of debentures, and

(b) the issuance of the necessary debentures to a maximum of $107,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the construction or repair of parking lots or pathways at various locations may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 14th day of June 1990.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this *28th* day of *August* A.D. 1990.

Deputy City Clerk

Mayor

Council resolution
adopted March 16, 1990

Bill No. B-102

The Corporation of the City of Hamilton

BY-LAW NO. 90- 246

To Authorize:

RELOCATION OF THE SHERWOOD BRANCH LIBRARY

WHEREAS the Ontario Municipal Board by Order dated the 14th day of June 1990, (File No. E 900569), approved,

(a) the relocation of the Sherwood Branch Library at an estimated cost of $356,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(b) the issuance of the necessary debentures to a maximum of $356,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the relocation of the Sherwood Branch Library may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 14th day of June 1990.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this 28th day of August A.D. 1990.

Deputy City Clerk

Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

Council resolution
adopted March 16, 1990

Bill No. C-122

The Corporation of the City of Hamilton

BY-LAW NO. 90-248

To Amend:

Zoning By-law No. 6593

Respecting:

DAY NURSERIES

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 5 of the 15th Report of the Planning and Development Committee at its meeting held on the 28th day of June 1988, directed that Zoning By-law No. 6593 be amended to define Day Nursery in accordance with the Day Nurseries Act, R.S.O. 1980, c. 111, as amended, and to add day nurseries as a permitted use in selected districts, as hereinafter provided;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. **DEFINITION**

Section 2(2)B.(ii) of By-law No. 6593 is revoked and the following is substituted therefor:

"(ii) "Day Nursery" shall mean a day nursery to which the Day Nurseries Act applies;

Section 1(d) of the Day Nurseries Act, R.S.O. 1980, c. 111, as amended, defines "Day Nursery" as follows:

"Day Nursery" means a premises that receives more than five children who are not of common parentage, primarily for the purpose of providing temporary care, or guidance, or both temporary care and guidance, for a continuous period not exceeding twenty-four hours, where the children are,

(i) under eighteen years of age in the case of a day nursery for children with a developmental handicap, and

(ii) under ten years of age in all other cases,

but does not include,

(iii) part of a public school, separate school, private school or a school for trainable retarded children under the Education Act,

(iv) a place that is used for a program of recreation and that is supervised by a municipal recreation director who holds a certificate issued pursuant to section 10 of the Ministry of Culture and Recreation Act, or

(v) a child's mental health centre under the Children's Mental Health Services Act."

2. Section 2.(2)A of By-law No. 6593 is amended by adding the following subsection:

(axiia) "Private Home Day Care" means temporary care of 5 or fewer children under 10 years of age in a private residence other than the home of a parent or guardian of any of the children. This care is given for compensation or reward, under the supervision of a private-home day care agency and must not exceed a period of 24 hours;"

3. **APPLICATION: RESIDENTIAL USES**

(a) Section 3.(3)(i) of By-law No. 6593 is amended by inserting therein the phrase "private home day care," in the first line following the phrase "home occupation".

(b) Section 3 of By-law No. 6593 is amended by adding thereto the following subsection:

Prior Existing Use

(10) The following use existing on the date of the passing of By-law No. 90-248, and any alteration, extension or enlargement of the continuing use after the passing of the by-law, shall be permitted: (By-law No. 90-248, passed on August 28, 1990).

1. A day nursery duly licensed under the Day Nurseries Act, R.S.O. 1980, c. 111, provided that the provincial licence is in force and effect on the date of the passing of By-law No. 90-248.

4. **"AA" DISTRICT - AGRICULTURAL**

Section 7A(1)(a) of By-law No. 6593 is amended by deleting the word "and", replacing it with a comma and adding thereto after the numerals (iia) the phrase "and (iiia)".

5. **"B" DISTRICT - SUBURBAN AGRICULTURE AND RESIDENTIAL, ETC.**

Section 8.(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(iiia) A day nursery, provided that:

(a) Subject to subsection (b), every such day nursery,

(i) shall accommodate not more than 25 children, and

(ii) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(b) Subsection (a) shall not apply to a day nursery located within a school, church, community centre, or other public building."

6. **"C" DISTRICT - URBAN PROTECTED RESIDENTIAL, ETC.**

Section 9.(1)(iii) of By-law No. 6593 is repealed, and the following substituted therefor:

"(iii) A day nursery, provided that:

(a) Subject to subsection (b), every such day nursery,

(i) shall accommodate not more than 25 children, and

(ii) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(b) Subsection (a) shall not apply to a day nursery located within a school, church, community centre, or other public building."

7. **"R-4" DISTRICT - SMALL LOT SINGLE-FAMILY DETACHED**

Section 9A.(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(aa) INSTITUTIONAL USES:

1. A day nursery, provided that:

(i) Subject to subsection (ii), every such day nursery,

(A) shall accommodate not more than 25 children, and

(B) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(ii) Subsection (i) shall not apply to a day nursery located within a school, church, community centre, or other public building."

8. **"D" DISTRICT - URBAN PROTECTED RESIDENTIAL, ETC.**

Section 10.(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(xa) A day nursery, provided that:

(i) Subject to subsection (ii), every such day nursery,

(A) shall accommodate not more than 25 children, and

(B) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(ii) Subsection (i) shall not apply to a day nursery located within a school, church, community centre, or other public building."

9. **"DE" DISTRICT - LOW DENSITY MULTIPLE DWELLINGS**

Section 10A(1) of By-law No. 6593 is amended by adding thereto the following subsection:

INSTITUTIONAL USES:

"(ix) A day nursery, provided that:

(i) Subject to subsection (ii), every such day nursery,

(A) shall accommodate not more than 25 children, and

(B) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(ii) Subsection (i) shall not apply to a day nursery located within a school, church, community centre, or other public building."

10. **"DE-2" DISTRICT - MULTIPLE DWELLINGS**

Subsection 10B(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(viii) A day nursery, provided that:

(i) Subject to subsection (ii), every such day nursery,

(A) shall accommodate not more than 25 children, and

(B) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(i) Subject to subsection (ii), every such day nursery,

(A) shall accommodate not more than 25 children, and

(B) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(ii) Subsection (i) shall not apply to a day nursery located within a school, church, community centre, or other public building."

(2) Subsection 10E.(2)(a)4 of By-law No. 6593 is repealed.

14. **"RT-30" DISTRICT - STREET-TOWNHOUSE**

(1) Section 10F.(2) of By-law No. 6593 is amended by adding thereto the following subsection:

"(b) Institutional Uses:

1. A day nursery, provided that:

(i) Subject to subsection (ii), every such day nursery,

(A) shall accommodate not more than 25 children, and

(B) shall be situated on a lot having a minimum radial separation of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a day nursery.

(ii) Subsection (i) shall not apply to a day nursery located within a school, church, community centre, or other public building."

15. **"E" DISTRICTS - MULTIPLE DWELLINGS, ETC.**

(1) Section 11.(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(viia) A day nursery."

16. **"E-1" DISTRICT - MULTIPLE DWELLINGS, ETC.**

(1) Section 11A(1) of By-law No. 6953 is amended by adding thereto the following subsection:

"INSTITUTIONAL USES

(ia) A day nursery."

17. **"E-2" DISTRICT - MULTIPLE DWELLINGS, ETC.**

(1) Section 11B(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(viia) A day nursery."

18. **"U" DISTRICT - UNIVERSITY**

Section 12A.(1) of By-law No. 6593 is amended by inserting therein the phrase "a day nursery," in the sixth line following the word "hospital,".

19. **"G" DISTRICTS - SHOPPING CENTRE**

Section 13.(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"INSTITUTIONAL USES

(ib) A day nursery."

20. **"G-1" DISTRICT - DESIGNED SHOPPING CENTRE**

Section 13A.(1) of By-law No. 6593 is amended by adding thereto the following subsection, before "PUBLIC USES":

"INSTITUTIONAL USES

(ai) A day nursery;"

21. **"G-2" DISTRICT - REGIONAL SHOPPING CENTRE**

Section 13B(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(bb) A day nursery"

22. **"G-4" DISTRICT - DESIGNED NEIGHBOURHOOD SHOPPING AREA**

Section 13D(1)A. of By-law No. 6593 is amended:

(i) by inserting the numeral (i) in the first line before the word "Notwithstanding".

(ii) by adding thereto the following subsection:

"(ii) Subsection (i) shall not apply to the following use:

1. A day nursery."

23. **"H" DISTRICT - COMMUNITY SHOPPING AND COMMERCIAL, ETC.**

Section 14.(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(via) A day nursery."

24. **"HH" DISTRICT - RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL**

Section 14A.(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(bb) A day nursery."

25. **"HI" DISTRICT - CIVIC CENTRE PROTECTED DISTRICTS**

Section 15A(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(iib) A day nursery."

26. **"CR" DISTRICT - COMMERCIAL-RESIDENTIAL**

(a) Section 15B(3)(a)6. is repealed.

(b) Subsection 15B.(3)(c) of By-law No. 6593 is amended by adding thereto the following clause:

"2. A day nursery."

27. (a) **"M-11" DISTRICT - PRESTIGE-INDUSTRIAL**

(i) Section 17C(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(bb) INSTITUTIONAL USES designated in Table 3 hereto annexed;"

(ii) Section 17C(2) of By-law No. 6593 is amended by adding thereto the word "INSTITUTIONAL" in the first line between the words "PUBLIC" and "COMMERCIAL".

(b) **"M-12" DISTRICT - PRESTIGE INDUSTRIAL**

(i) Section 17D(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(aa) INSTITUTIONAL USES designated in Table 3 hereto annexed;"

(ii) Section 17D(2) of By-law No. 6593 is amended by adding thereto the word "INSTITUTIONAL" in the first line between the words "PUBLIC" and "COMMERCIAL".

(c) **"M-13" DISTICT - PRESTIGE INDUSTRIAL**

(i) Section 17E(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(bb) INSTITUTIONAL USES designated in Table 3 hereto annexed;"

(ii) Section 17E(2) of By-law No 6593 is amended by adding thereto the word "INSTITUTIONAL" in the first line between the words "PUBLIC and COMMERCIAL".

(d) **"M-14" DISTRICT - PRESTIGE INDUSTRIAL**

(i) Section 17F(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(aa) INSTITUTIONAL USES designated in Table 3 hereto annexed;"

(ii) Section 17F(2) of By-law No. 6593 is amended by adding thereto the words "PUBLIC", "INSTITUTIONAL" in the first line between the words "Every" and "COMMERCIAL".

(e) **"M-15" DISTRICT - PRESTIGE INDUSTRIAL**

(i) Section 17G(1) of By-law No. 6593 is amended by adding thereto the following subsection:

"(aa) INSTITUTIONAL USES designated in Table 3 hereto annexed;"

(ii) Section 17G(2) of By-law No. 6593 is amended by adding thereto the words "PUBLIC", "INSTITUTIONAL" in the first line between the words "Every" and "COMMERCIAL".

28. (1) Table 1, referred to in Section 18A. of By-law No. 6593, is amended by adding thereto the following provision:

	Class of Use (Col. 1)	Minimum Number of Required Parking Spaces (Col. 2)
2.	(c) Day Nursery	(c) 1 space per 6 children who may be lawfully accommodated;

(2) Section 18A. of By-law No. 6593 is amended by adding thereto the following subsections:

"(38) Notwithstanding any other provision in this by-law, the following shall apply to day nurseries:

1. There shall be provided and maintained accessory to the day nursery,

(a) a parking area containing parking space at the rate of one space for every six children who may be lawfully accommodated except that,

(i) notwithstanding Subsection 14, the required area for parking, manoeuvring and access in respect of the day nursery use within a residential district shall not occupy more than 50% of the gross area of the front yard, and

(ii) not less than 50% of the gross area of the front yard shall be landscaped, and

(iii) the provisions of subsections 18A(9), (10) and (22) shall not apply, but only in respect of manoeuvring space requirements."

"(39) Subsection 38 shall not apply to a day nursery existing on the date of the passing of By-law No. 90-*248* and alteration extension or enlargement thereof."

29. Table 3 annexed hereto as Schedule "A" is included in and forms part of this by-law, and part of the "M-11", "M-12","M-13", "M-14" and "M-15" District provisions of By-law No. 6593.

30. In all other respects, By-law 6593 is hereby confirmed, unchanged.

31. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *28th* day of *August* A.D. 1990.

Deputy City Clerk

Mayor

(1988) 15 R.P.D.C. 5, June 28
City Initiative 88-K

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

SCHEDULE "A"

To

By-law No. 90-*248*

TABLE 3 - INSTITUTIONAL USES

Identification Number	Use Not Prohibited	DISTRICT				
		M11	M12	M13	M14	M15
8641	Child Care and Nursery School Services	X	X	X	X	X

Bill No. C-123

The Corporation of the City of Hamilton

BY-LAW NO. 90- *249*

To Designate:

LAND LOCATED AT MUNICIPAL NOS. 172-176 LOCKE STREET SOUTH

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal Nos. 172-176 Locke Street South and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

   (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

   (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this *28th* day of *August* A.D. 1990.

Deputy City Clerk Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

(1990) 12 R.P.D.C. 9, June 26

Schedule "A"

To

By-law No. 90-249

Twentieth Century Club Building

172-176 Locke Street South, Hamilton, Ontario

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth, and being composed of Part of Lot Three (3) in J. Macklin's Survey being registered Plan No. 253 in the said City of Hamilton, in The Regional Municipality of Hamilton-Wentworth, and which may be more particularly described as follows, that is to say:

COMMENCING at the southeast angle of the said Lot Three (3);

THENCE northerly along the eastern limit of the said Lot forty feet eight and one-half inches (40' 8-1/2") to a point in line with the centre line of a party wall of the brick building erected on the lands herein described;

THENCE westerly to and along the aforesaid centre line, thirty-three feet, two and three-quarter inches (33' 2-3/4") to a point; the said point being distant forty feet, eight and one-half inches (40' 8-1/2") measured northerly parallel with the western limit of Locke Street from a point in the northern limit of Blanchard Street;

THENCE northerly parallel with the western limit of Locke Street seven inches (0' 7") more or less to a point in the northern face of the northern wall of the aforesaid brick building;

THENCE westerly along the northern face of the northern wall of the last mentioned brick building, thirteen feet, eleven inches (13' 11") more or less to a point in the eastern face of a brick chimney;

THENCE northerly parallel with the western limit of Locke Street, along the eastern face of the said chimney, nine inches (0' 9") more or less to the northeastern angle thereof;

THENCE westerly along the northern face of the said chimney, two feet, eleven inches (2' 11") to the northwestern angle thereof;

THENCE southerly parallel with the western limit of Locke Street, along the western face of the said chimney, nine inches (0' 9") more or less to a point in the aforesaid northern face of the northern wall of the hereinbefore mentioned brick building;

THENCE westerly along the northern face of the northern wall of the hereinbefore mentioned brick building and the production of the line THEREOF westerly, forty-nine feet, eleven and one-quarter inches (49' 11-1/4") more or less to an iron bar planted in a line drawn parallel with the western limit of Locke Street, and distant one hundred feet (100') westerly therefrom measured parallel with the northern limit of Blanchard Street, the said iron bar being distant forty-one feet, three inches (41' 3") measured northerly along the line drawn parallel with the western limit of Locke Street from an iron bar planted in the northern limit of Blanchard Street;

THENCE southerly along the line drawn parallel with the westerly limit of Locke Street, forty-one feet, three inches (41'3") to an iron bar planted in the southern limit of Lot Three (3);

THENCE easterly along the southern limit of the said Lot Three (3) one hundred feet (100') more or less to the place of beginning.

TOGETHER WITH the right of the owners, tenants and occupants of the herein described parcel of land to maintain in its present position overhanging and encroaching upon the lands adjoining the hereinbefore described parcel of land on the north being part of said Lot 3, a fire escape erected along the northern wall of the said brick building at its northwestern angle and,

TOGETHER WITH the right to use as a means of ingress and egress from the aforesaid fire escape, a parcel of land extending westerly from the western end of the fire escape being part of said Lot 3, three feet (3' 0") and extending northerly from the northern limit of the hereinbefore described parcel of land four feet (4' 0") and which said parcel of land may be more particularly described as follows, that is to say:

COMMENCING at a point in the southern limit of the lands described in Instrument Number 260738 N.S. distant twenty-two feet and one inch (22' 1") measured easterly thereon from the iron bar planted at the southwestern angle of the said parcel of land;

THENCE easterly continuing along the southern limit of the hereinbefore described parcel of land three feet (3' 0") more or less to the western limit of the hereinbefore mentioned fire escape,

THENCE northerly along the western limit of the aforesaid fire escape and being parallel with the western limit of Locke Street four feet (4' 0") to a point;

THENCE westerly parallel with the southern limit of the hereinbefore described parcel of land three feet (3' 0") to a point;

THENCE southerly parallel with the eastern limit of the herein described right of way four feet (4' 0") to the place of beginning;

TOGETHER WITH the right to use in perpetuity as a party wall in common with the owners of the lands to the north, the northerly half of the northerly wall of the said brick building for a distance of thirty-three feet two and three-quarter inches (33' 2-3/4") westerly from the westerly limit of Locke Street;

Lands as conveyed in Instrument Number 307093 C.D.

Schedule "B"

to

By-law No. 90- *249*

REASONS FOR DESIGNATION

TWENTIETH CENTURY CLUB BUILDING

172-176 Locke Street South

Context

Built in 1905-6 to serve primarily as the headquarters of the Twentieth Century Club, this distinctive two-storey brick building now forms part of a row of low-rise commercial buildings on the west side of Locke Street South between the railway bridge at Hunter Street and Herkimer Street. One of the earliest retail districts outside the downtown area, Locke Street South evolved after the turn-of-the-century into a thriving and largely self-contained shopping area for the surrounding residential neighbourhood, then the city's west end. It also became a focus of social activity, with several churches, a movie theatre (the Regent), a billiard hall and the Twentieth Century Club.

Historical Importance

Founded in 1901 as a combined political, social and recreational club for young male members of the Conservative Party. the Twentieth Century Club was reputedly the first of its kind in Hamilton. The club was located in temporary quarters on Locke Street South before erecting a permanent facility on land purchased in 1905. Owned by the Twentieth Century Club until 1947, the building at 172-176 Locke Street South continued to house the club for two more years, when it appears to have closed. In the course of its half century history, this successful club counted among its members such prominent citizens as Charles H. Peebles, clerk of the division court, who was one of its organizers and secretary-treasurer for twenty-two years, and Henry New, head of the Hamilton Pressed Brick Co., and one of the club's first presidents.

The club's assembly hall was located on the second floor of the building, with the ground floor being divided into a front section comprising two stores and a rear section, which was originally part of the club facility but was later converted to two apartments. Of the various types of businesses accomodated over the years, two are noteworthy for their longevity: the fruit market at #174 from 1918 to the late sixties and the drug store at #176 from 1907 to the late fifties.

Architectural Importance

Designed by F.J. Rastrick & Sons, the Twentieth Century Club is one of few known surviving buildings designed by the two sons of the noted Hamilton architect, Frederick J. Rastrick: Edward Llewellyn and Francis Reginald, who were in partnership together from 1898 until 1931. Characteristic in style of the smaller scale late Victorian commercial blocks erected in the city during the early 1900s, the Twentieth Century Club building is one of the best examples on Locke Street South. Of particular interest is the design of the three-bay upper facade, articulated by brick pilasters terminating in paired brackets which support an ornamental bracketed cornice. Above is a brick parapet and arched pediment displaying the club name and date of construction, which used to be crowned by six sheet metal

finials and other ornaments. Also noteworthy is the window treatment: a tall central window set into a round-arched stone frame, which is flanked by slightly bowed tripartite windows with stone frames. Apart from the recent loss of the sheet-metal ornamentation and the modernization of the club entrance, the original facade has been preserved largely intact, with only minor alterations to the two store fronts.

Designated Features

Important to the preservation of 172-176 Locke Street South are the original features of the main (east) and south facades, including the original windows, the stone trim, the sheet-metal cornice and the brick parapet.

Bill No. C-124

The Corporation of the City of Hamilton

BY-LAW NO. 90-250

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 89-342

Respecting:

LAND LOCATED AT MUNICIPAL NO. 57 RYMAL ROAD WEST

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-342 on the 28th day of November 1989 to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the land located at Municipal No. 57 Rymal Road West, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 18 of the 13th Report of the Planning and Development Committee at its meeting held on the 31st day of July 1990, recommended that Zoning By-law No. 6593, as amended by By-law No. 89-342 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"HH"** (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 89-342, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

   (a) notwithstanding Section 14A(1) of By-law No. 6593, a multiple dwelling having not more than 46 dwelling units shall be permitted provided same is attached to any commercial use(s) permitted under Section 15B(3)(b) of By-law No. 6593;

   (b) notwithstanding Section 14A of By-law No. 6593, any of the permitted commercial uses shall be located within the first storey only;

(c) notwithstanding Section 14A of By-law No. 6593, a landscaped area of not less than 1,482 m^2 shall be provided and maintained at grade;

(d) notwithstanding Section 18A(12) of By-law No. 6593, a landscaped strip not less than 1.5 m in width and a visual barrier not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the entire westerly lot line;

(e) all residential uses shall be located completely and functionally separate from any commercial use, and pedestrian access to the residential units shall be completely separate from pedestrian access to the commercial uses.

2. In all other respects, By-law No. 89-342 is hereby confirmed, unchanged.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 1 of this by-law and section 2 of By-law No. 89-342.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1145a.

5. Sheets No. W-9D and W-9E of the District Maps are amended by marking the land referred to in section 1 of this by-law, S-1145a.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *28th* day of *August* A.D. 1990.

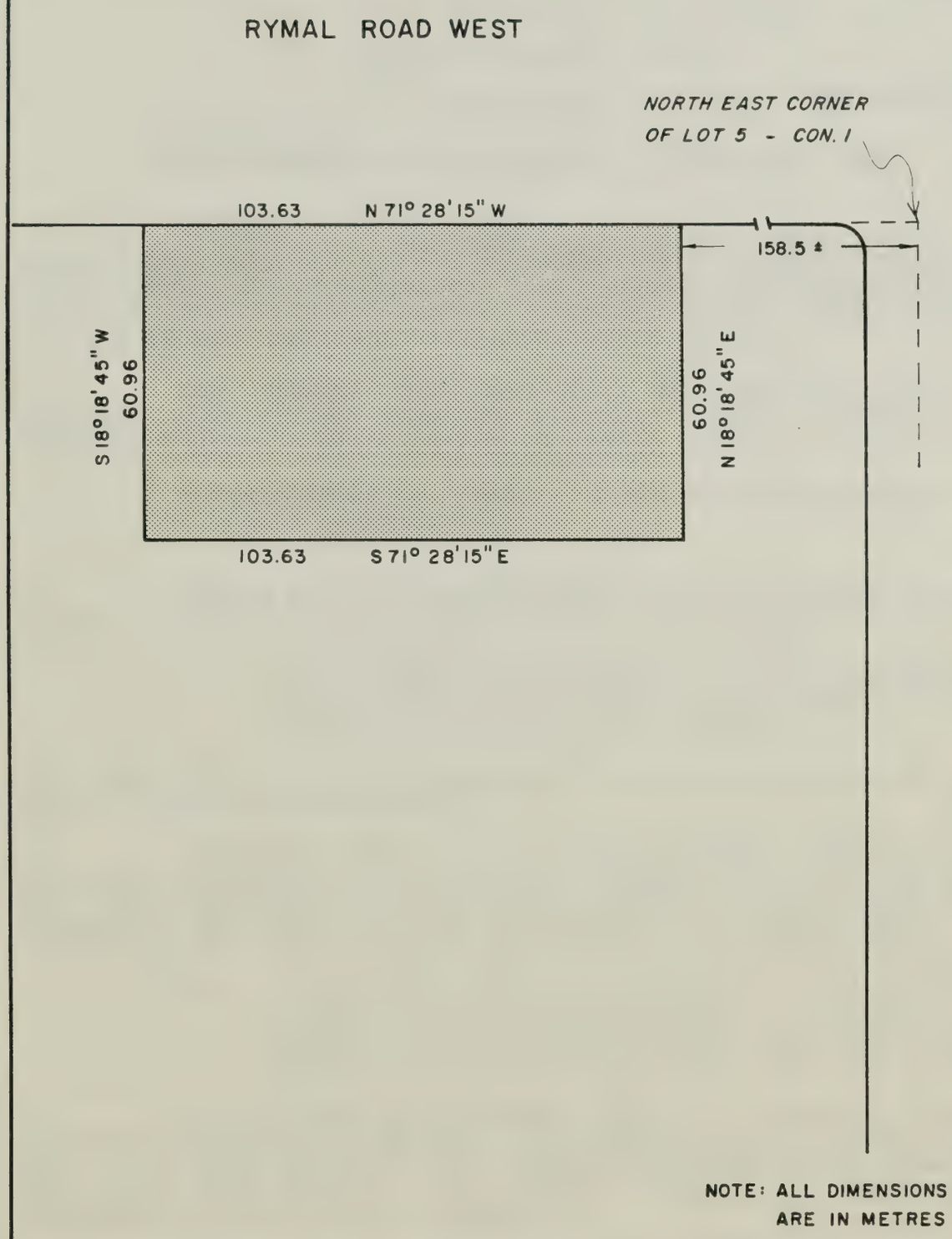
Deputy City Clerk

Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

(1990) 13 R.P.D.C. 18, July 31
591613 Ontario Inc.,
(Karl Vander Schaaf), Owner
Amended ZA-90-35



THIS IS SCHEDULE "A" TO BY-LAW NO. 90-250
PASSED THE 28th DAY OF August 1990

Deputy Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90- 250

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

LANDS TO BE REGULATED BY BY-LAW NO. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-35
	Date	Drawn By
	JULY 30, 1990	Z. K.

Bill No. C-125

The Corporation of the City of Hamilton

BY-LAW NO. 90-*251*

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 21 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-9D and W-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

   (a) by changing from **"C"** (Urban Protected Residential, etc.) District to **"HH"** (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"HH"** (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

   (a) a planting strip not less than 3.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the southerly rear lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1185.

5. Sheets No. W-9D and W-9E of the District Maps are amended by marking the land referred to in section 1 of this by-law, S-1185.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *28th* day of *August* A.D. 1990.

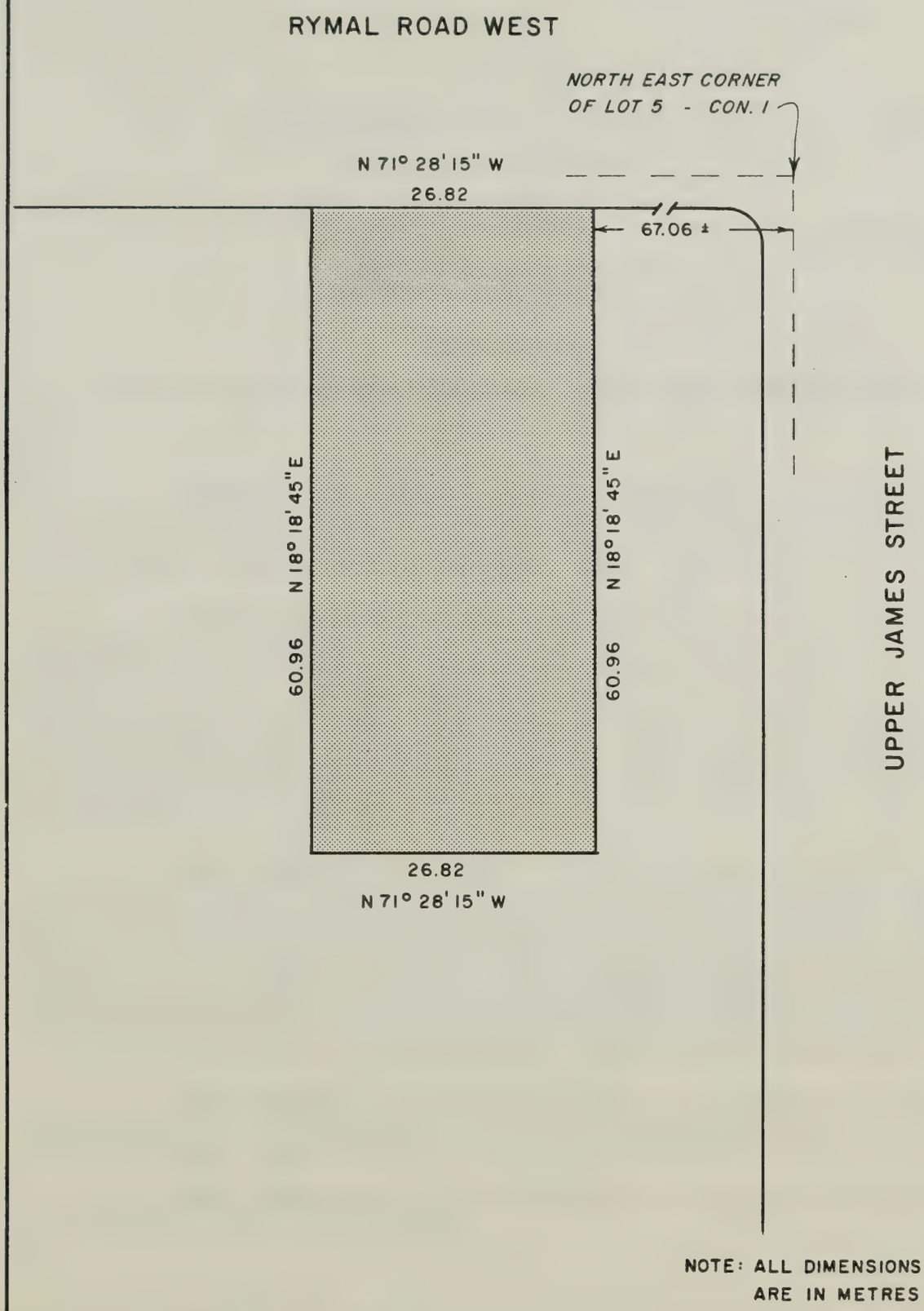
Deputy City Clerk

Mayor

(1990) 13 R.P.D.C. 17, July 31
Felice Bozzo, Owner
ZA-90-34

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-251
PASSED THE 28th DAY OF August 1990

Deputy Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-251

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

CHANGE IN ZONING FROM "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING & COMMERCIAL) DISTRICT, MODIFIED.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-34
	Date	Drawn By
	JULY 30, 1990	Z. K.

Bill No. C-126

The Corporation of the City of Hamilton

BY-LAW NO. 90-252

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 89-339

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1515 UPPER OTTAWA STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-339 on the 28th day of November 1989 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "M-12" District, in respect of the land located at Municipal No. 1515 Upper Ottawa Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 14 of the 13th Report of the Planning and Development Committee at its meeting held on the 31st day of July 1990, recommended that Zoning By-law No. 6593, as amended by By-law No. 89-339 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"M-12"** (Prestige Industrial) District provisions, as contained in Section 17D of Zoning By-law No. 6593, as amended by By-law No. 89-339, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

(a) notwithstanding Section 17D(1)(b) of By-law No. 6593, the following COMMERCIAL USES shall also be permitted:

S.I.C. Identification Number	Commercial Use
7511	Operators of Residential Buildings and Dwellings
7512	Operators of Non-Residential Buildings

(b) notwithstanding Section 17D(1)(c) of By-law No. 6593, the following INDUSTRIAL USES shall also be permitted restricted to office use only:

S.I.C. Identification Number	Industrial Use
4011	Single Family Housing
4012	Apartment and Other Multiple Housing
4022	Commercial Building

(c) section 17D(1)(d)1. of By-law No. 6593 shall not apply to the office uses referred to in clause (b).

2. In all other respects, By-law No. 89-339 is hereby confirmed, unchanged.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-12" District provisions, subject to the special requirements referred to in section 1 of this by-law and section 1 of By-law No. 89-339.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1136a.

5. Sheet No. E-59D of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1136a.

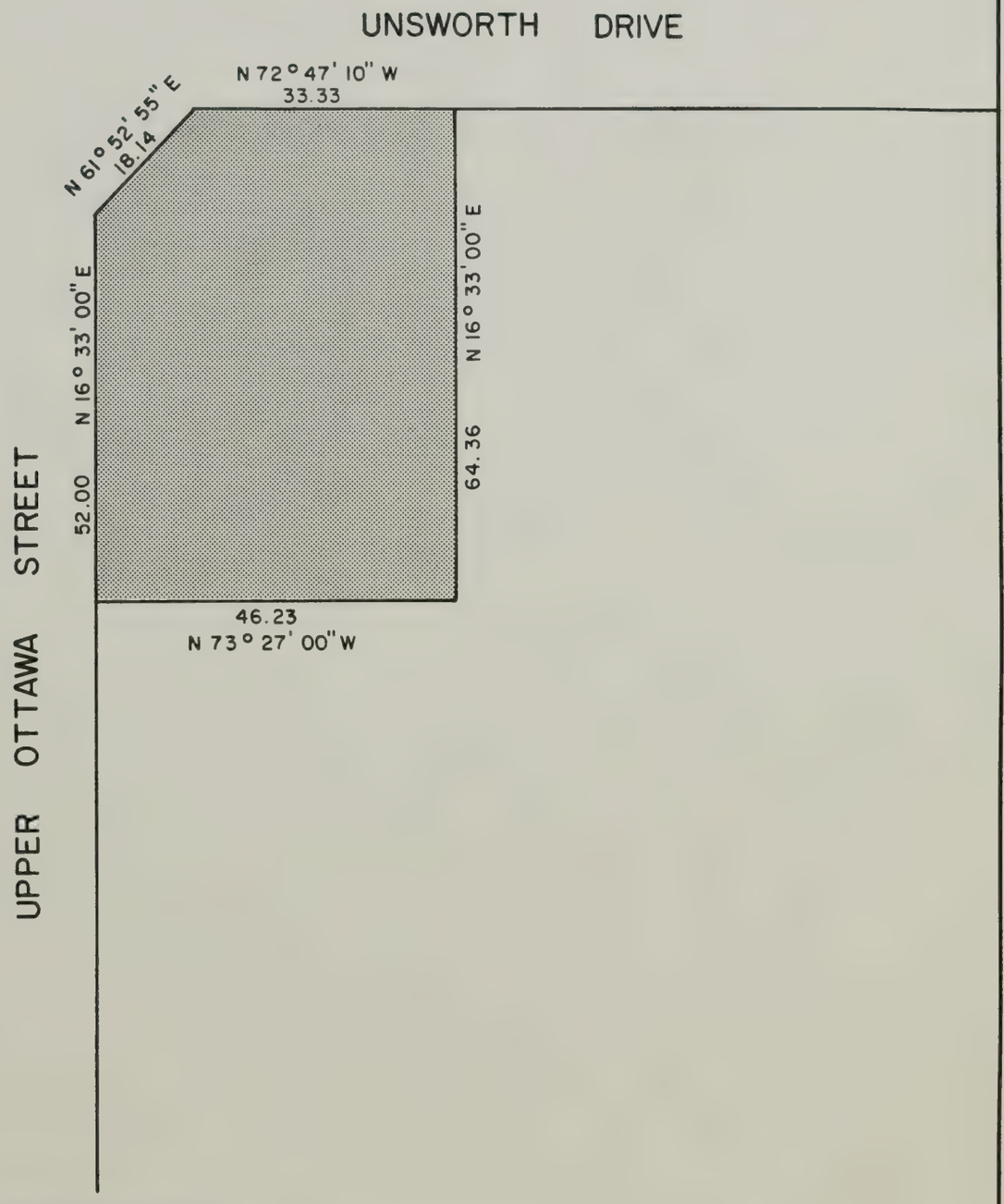
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *28th* day of *August* A.D. 1990.

Deputy City Clerk Mayor

CERTIFIED A TRUE COPY
DEPUTY CITY CLERK

(1990) 13 R.P.D.C. 14, July 31
658414 Ontario Inc., (Alfredo, Luciano, and Anna DiDiodato and Antonio DiMillo), Former Owners
Amended ZA-89-99



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-.252.
Passed the .28th... day of .August..... ,1990.

Deputy Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-..252..

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 90-.....

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-99
	Date	Drawn By
	JULY, 1990	L.B.

Bill No. C-127

The Corporation of the City of Hamilton

BY-LAW NO. 90-253

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 991 UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-27C and W-27D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

   (a) by changing from **"AA"** (Agricultural) District to **"C"** (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"C"** (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the land comprised in Block 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

   (a) notwithstanding the provisions of Section 9(1)(iii) of By-law No. 6593, a day nursery for the accommodation of not more than seventy-five children shall be permitted;

   (b) notwithstanding Section 9 of By-law No. 6593, not less than thirteen parking spaces shall be provided and maintained;

   (c) the required area for parking, manoeuvring and access for the day nursery shall not occupy more than 50% of the gross area of the front yard;

   (d) not less than 50% of the gross area of the front yard shall be landscaped; and

   (e) the provisions of subsections 18A(9), (10) and (22) of By-law No. 6593 shall not apply, but only in respect of manoeuvring space requirements.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1183.

5. Sheets No. W-27C and W-27D of the District Maps are amended by marking the lands referred to in section 2 of this by-law, S-1183.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *28th* day of *August* A.D. 1990.

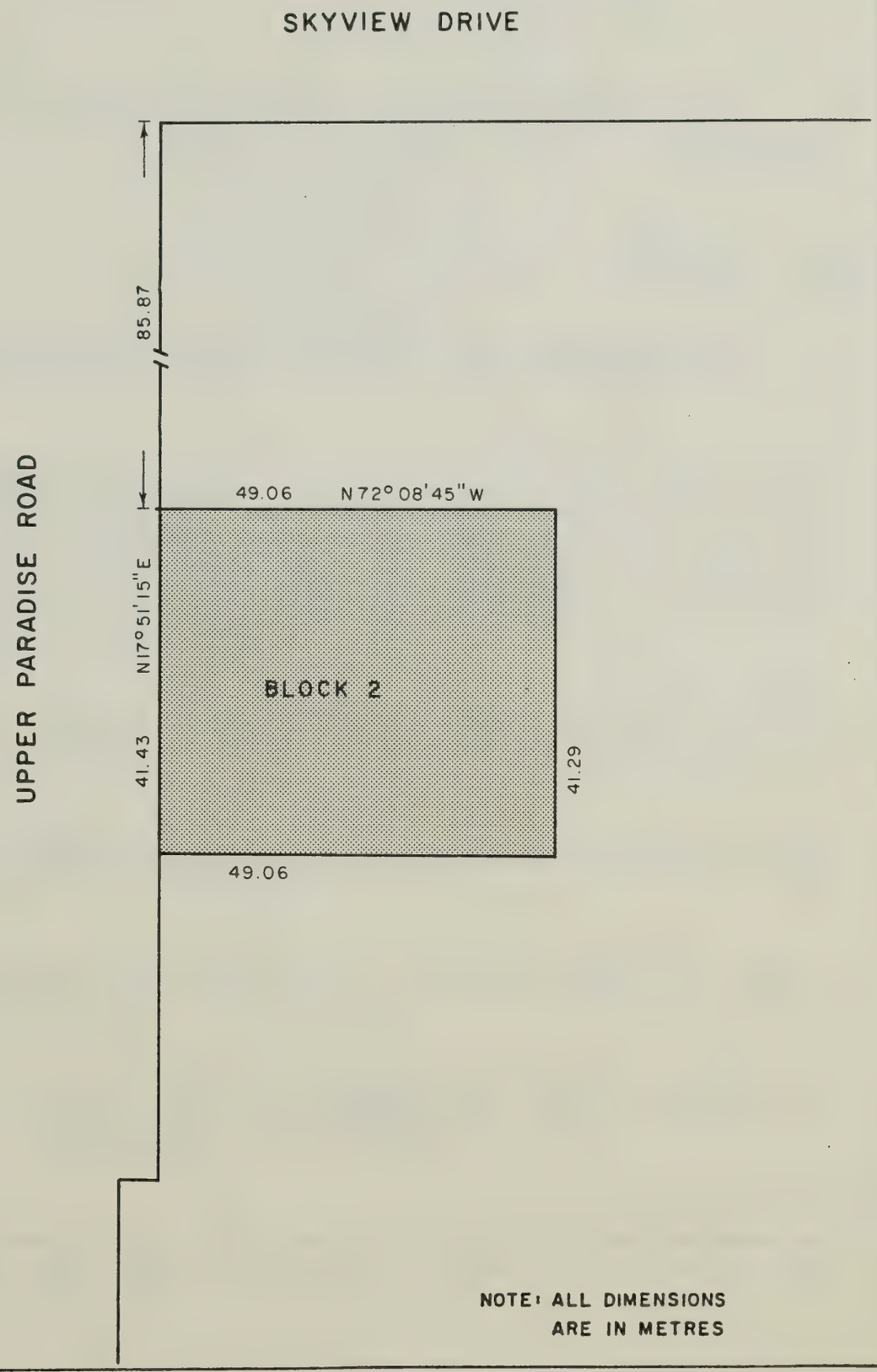
Deputy City Clerk

Mayor

(1990) 12 R.P.D.C. 17(B), June 26
(1990) 13 R.P.D.C. 20, July 31
Yaser Sharif, Owner
Amended ZA-89-111

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK



THIS IS SCHEDULE "A" TO BY-LAW NO. 90-253
PASSED THE 28th DAY OF August 1990

Deputy Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-253

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

BLOCK 2

CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT, MODIFIED.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-111
	Date	Drawn By
	JUNE 29, 1990	Z.K.

Bill No. C-128

The Corporation of the City of Hamilton

BY-LAW NO. 90-254

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 991 UPPER PARADISE ROAD

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

   127. Land located at Municipal No. 991 Upper Paradise Road, shown on Appendix 127 hereto annexed and forming part of this by-law.

2. Appendix 127 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this *28th* day of *August* A.D. 1990.

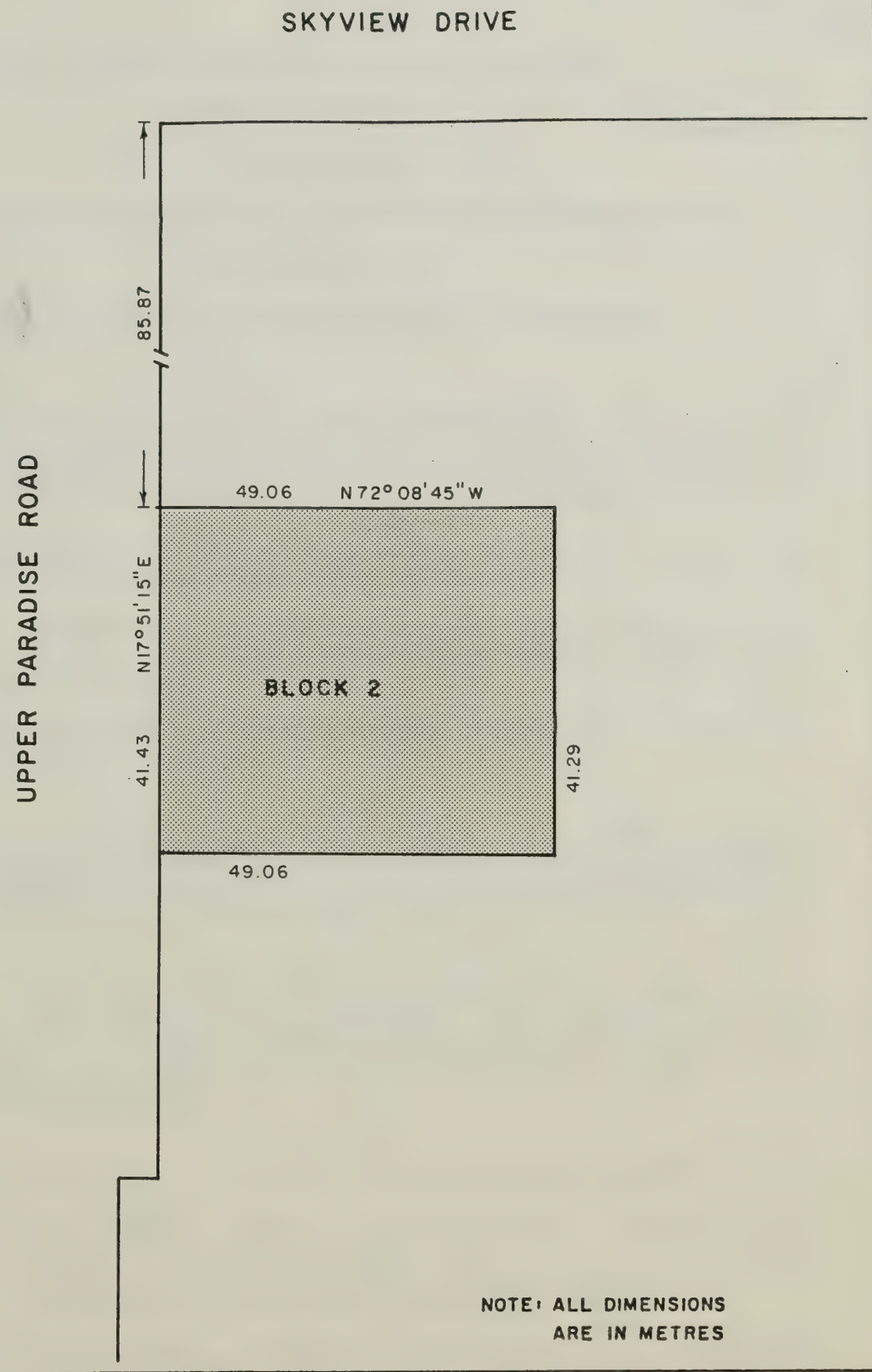
Deputy City Clerk

Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

(1990) 12 R.P.D.C. 17(B)(f), June 26
Yaser Sharif, Owner
ZA-89-111



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-254
PASSED THE 28th DAY OF August 1990

Deputy Clerk

Mayor

CITY OF HAMILTON

APPENDIX 127

TO BY-LAW NO. 79-275

AS AMENDED BY

BY-LAW NO. 87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

BLOCK 2

LANDS DESIGNATED UNDER THIS BY-LAW AS AN AREA OF SITE PLAN CONTROL PURSUANT TO SECTION 40 OF THE PLANNING ACT.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-111
	Date	Drawn By
	JUNE 29, 1990	Z.K.

Bill No. C-129

The Corporation of the City of Hamilton

BY-LAW NO. 90- *255*

To Designate:

LAND LOCATED AT MUNICIPAL NOS. 108-112 JAMES STREET NORTH

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal Nos. 108-112 James Street North and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

   (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

   (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this *28th* day of *August* A.D. 1990.

Deputy City Clerk

Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

(1990) 12 R.P.D.C. 11, June 26

Schedule "A"

To

By-law No. 90-255

Tivoli Theatre

108-112 James Street North, Hamilton, Ontario

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth, in the Province of Ontario, being composed of:

PART OF Lot Number 2 fronting on James Street, and Part of Lot Number 3 fronting on Hughson Street according to James Hughson Survey and being in the block bounded by James, Wilson, Hughson and Cannon Streets and which parcel of land is designated Parts 1, 2 and 3 according to a plan of record deposited in the Land Registry Office for the Registry Division of Wentworth as Number 62R-10419.

TOGETHER WITH the right to pass over, along, upon and to use as a right of way Part of Lot Number 2 fronting on Hughson Street and which right of way is designated Part 6 according to the said Plan 62R-10419 and,

TOGETHER WITH a right of way over Part of Lot Number 3 fronting on James Street and which right of way is designated Part 7 according to the said Plan 62R-10419,

SUBJECT TO the right of all others entitled thereto to pass over, along, upon and to use as a right of way Part of Lot Number 3 fronting on Hughson Street and which right of way is designated Part 3 according to the said Plan 62R-10419.

Schedule "B"

to

By-law No. 90- *355*

REASONS FOR DESIGNATION

Tivoli Theatre, 108 -112 James Street North

Built in 1875 as a carriage factory for J.P. Pronguey, the building at 108-112 James Street North has served primarily as a theatre since 1908. In 1924, the building was substantially enlarged by an auditorium added to the rear to accomodate the Tivoli Theatre, the name by which the building has since been known.

Context

With its architecturally impressive facade, dominant corner tower, and high visibility, the Tivoli Theatre is a major contributing component of the James North heritage streetscape. It also provides a dramatic visual terminus to the block extending from Cannon to Wilson Street. The adjacent site at the north-east corner of James and Wilson was, for many years, occupied by the Grand Opera House and Hotel, erected in 1880 and demolished respectively in 1960 and 1986.

Historical Significance

In the course of its history, the building at 108-112 James Street North has served many different uses: a carriage works (until 1901), a bowling alley on the second floor (1908-64), various restaurants and retail businesses at street level; and of particular significance, a succession of theatres: the Wonderland (1908), the Colonial (1909-12), and the Princess (1913-23), all located in the space which became the lobby of the Tivoli Theatre, and finally, the Tivoli itself.

The Tivoli has an important place in Hamilton's theatre history. The Wonderland was reputedly the City's first film theatre while the Tivoli, a vaudeville theatre and motion picture house, was the first theatre to introduce sound movies in the late 1920s. Of the numerous theatres built in Hamilton during the early 20th century, the Tivoli counted among the seven largest and grandest, the most resplendent of which were the Capitol and the Palace. All but the Lyric (now the Century) and the Tivoli have been demolished; and of these two only the Tivoli Theatre has retained any part of its original interior decor.

Architectural Significance

Exterior

Clearly intended to make a bold statement of Pronguey's entrepreneurial ambitions, the original carriage factory was designed by Hamilton architect Albert H. Hills in the popular Second Empire style. Characteristic of this style are the steeply-pitched mansard roof with dormers, the bracketted cornices, and rich classical detailing. Noteworthy features of the Tivoli facade include the round-arched windows with two-over-two sash windows and ornate moulded surrounds, the gabled dormer windows, and the tall mansard-roofed tower. This convex-shaped tower displays narrow, paired arched dormers surmounted by circular windows and a bracketted cornice, originally crowned by ornamental iron cresting.

The later Tivoli Theatre entrance originally featured an octagonal ticket office and an ornamental sign marquee, above which was a vertical "Tivoli" sign projecting at right angles to the street. Only the basic structure of the marquee, however, survived the major alterations made to the entrance in 1954.

Interior

The Tivoli Theatre was greatly admired for its sumptuously decorated "Italian Renaissance" interior, designed by Toronto architect B. Kingston Hall. While a significant proportion of the original decor was removed or covered in the course of renovations undertaken in 1943, 1947 and 1954 (when the most extensive remodelling occurred), the main architectural features of the auditorium are still largely intact. These include the proscenium, the ceiling with its elliptical design, the decorative cornice and frieze below, and along each side wall: a colonnade comprising five round arches sprung from coupled pilasters. The two arches on either side of the stage still contain the original bronze statues of Caesar Augustus and the goddess Minerva. At the base of each of the other eight arches are medallions depicting the four seasons.

Designated Features

Important to the preservation of the Tivoli Theatre are:

1. the original architectural features of the front (west) and side (south) facades, including the upper-storey arched windows, moulded surrounds, bracketted cornice, and slate-covered mansard roof with its dormers and corner tower.

2. the original architectural features of the lobby and auditorium, including the ceilings, proscenium, colonnades, statuary, and other decorative wall elements. Excluded from designation are the more recent additions, such as the floor covering, seating and stage curtain.

Bill No. H-102

The Corporation of the City of Hamilton

BY-LAW NO. 90-256

To Amend:

By-law No. 89-249
As Amended By By-law No. 89-315

Respecting:

RATES OR FARES TO BE CHARGED

WHEREAS Section 227 of the Municipal Act, R.S.O. 1980, c. 302, as amended, provides as follows:

> **227. By-laws may be passed by the councils of towns, villages and townships and by boards of commissioners of police of cities:**
>
> 1. For licensing, regulating and governing teamsters, carters, draymen, owners and drivers of cabs, buses, motor or other vehicles used for hire or any class or classes thereof; for establishing the rates of fares to be charged by the owners or drivers of such vehicles for the conveyance of goods or passengers either wholly within the municipality or to any point not more than five kilometres beyond its limits, and for providing for the collection of such rates or fares; for limiting the number of cabs, buses, motor or other vehicles used for hire, or any class or classes thereof; and for revoking any such licence.
>
> 6. For licensing, regulating and governing taxi-cab brokers and for revoking any such licence and for requiring taxi-cab brokers to provide public liability, property damage, cargo or other insurance in the form and to the amounts of coverage prescribed in the by-law in respect of each taxi-cab operated in association with such broker and, where such insurance is not so provided, the council or board may refuse, refuse to renew or revoke any such licence.
>
> (a) In this paragraph, "taxi-cab broker" means any person who accepts calls in any manner for taxi-cabs that are used for hire and that are owned by a person other than himself, his immediate family or his employer.

AND WHEREAS Section 160 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c. 437, as amended, provides as follows:

> **160.** The council of the City of Hamilton may pass any by-law that a board of commissioners of police of a city is authorized to pass under the Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-323 on the 27th day of November 1979 to establish the City of Hamilton Licensing Code, 1979;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-249 on the 29th day of August 1989, to amend and consolidate Schedules 4 and 4a to Licensing By-law No. 79-323 respecting taxi-cabs and livery vehicles;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-315 on the 31st day of October 1989, to amend By-law No. 89-249;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 19 of the 21st Report of the Finance and Administration Committee at its meeting held on the 28th day of August 1990 directed that By-law No. 89-249, as amended by By-law No. 89-315, be further amended as hereinafter provided;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 34, being Part 12 of Schedule 4 to Licensing By-law No. 79-323, as enacted by By-law No. 89-249 and amended by By-law No. 89-315, is further amended by revoking subparagraphs 2.(i) and (ii) and substituting in lieu thereof the following:

"(i) for the first 1/10 of a kilometer or part thereof.....$2.00;

(ii) for each additional 1/10 of a kilometer or part thereof.....$ .10;"

2. In all other respects, the provisions of Schedule 4 to Licensing By-law No. 79-323, as enacted by By-law No. 89-249 and amended by By-law No. 89-315, are hereby confirmed, unchanged.

3. This by-law comes into force and effect on September 1, 1990.

PASSED this *28th* day of *August* A.D. 1990.

Deputy City Clerk

Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

(1990) 21 R.F.A.C. 19, August 28

Bill No. H-103

BY-LAW NO. 90 - *257*

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28th DAY OF AUGUST A.D., 1990.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this *28th* day of *August* A.D. 1990

DEPUTY **CITY CLERK** **MAYOR**

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

Bill No. H-104

The Corporation of the City of Hamilton

BY-LAW NO. 90-258

To Require:

AN ELECTION TO FILL A VACANCY IN WARD 4

WHEREAS a member of the council of The Corporation of the City of Hamilton for Ward 4 was elected a member of the Legislative Assembly of the Province of Ontario on September 6, 1990;

AND WHEREAS section 9 of the Legislative Assembly Act, R.S.O. 1980, Chapter 235 provides as follows:

> 9. (1) Subject to subsection (2), a member of the Assembly is not eligible to hold office as a member of the council of a municipality, including a district, metropolitan or regional municipality, or as a member of a local board, as defined in the Municipal Affairs Act, of such a municipality.
>
> (2) Every person who is elected a member of the Assembly while holding an office referred to in subsection (1) may continue to hold such office, notwithstanding any other Act, until the end of the day on which the return of the election of such person to the Assembly is published in The Ontario Gazette under section 130 of the Election Act, at which time he shall be deemed to have resigned such office;

AND WHEREAS section 82 of the Election Act, 1984, Statutes of Ontario 1984, Chapter 54, provides as follows:

> 82. The Chief Election Officer, on receiving the return of a member elected to the Assembly, shall give notice of the receipt of the return in the next ordinary issue of The Ontario Gazette, the date of such receipt and the name of the candidate elected;

AND WHEREAS paragraph 3 of subsection 38(1) of the Municipal Act, R.S.O. 1980, Chapter 302 provides as follows:

> 38. (1) The following are not eligible to be elected a member of a council or to hold office as a member of a council:
>
> 3. A member of the Assembly as provided in the Legislative Assembly Act or of the Senate or House of Commons of Canada;

AND WHEREAS subsection 46(1) of the said Municipal Act provides as follows:

> 46. (1) Subject to subsection (3), where a vacancy occurs in the office of a member of the council of a local municipality, the council may by by-law require an election to be held to fill the vacancy and where the council passes such a by-law the clerk of the municipality shall hold a new election to fill the vacancy in accordance with section 92 of the Municipal Elections Act;

AND WHEREAS subsection 46(3) of the said Municipal Act allows for a vacancy to be filled by election where the vacancy occurs prior to the 31st day of March in the municipal election year 1991;

AND WHEREAS the vacancy will occur in the office of a member of council for Ward 4 upon the deemed resignation from municipal office in accordance with the Legislative Assembly Act;

AND WHEREAS it is desirable to hold an election to fill the vacancy consequent upon the said deemed resignation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby required that an election shall be held to fill the vacancy in the office of Alderman for Ward 4.

2. The City Clerk is hereby authorized and directed to do all things necessary to give effect to this by-law.

PASSED this *10th* day of *September* A.D. 1990.

City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. H-105

The Corporation of the City of Hamilton

BY-LAW NO. 90-259

To Require:

AN ELECTION TO FILL A VACANCY IN WARD 6

WHEREAS section 45 of the Municipal Act, R.S.O. 1980, c. 302 provides that subject to section 46, where a vacancy occurs in the office of a member of the council of a local municipality, the council, at a meeting called for that purpose shall appoint a person who has consented to accept the office if he is appointed to fill the vacancy;

AND WHEREAS subsection 1 of section 46 of the Municipal Act provides as follows:

> 46. (1) Subject to subsection 3, where a vacancy occurs in the office of a member of the council of a local municipality, the council may by by-law require an election to be held to fill the vacancy and where the council passes such a by-law the clerk of the municipality shall hold a new election to fill the vacancy in accordance with section 92 of the Municipal Elections Act;

AND WHEREAS subsection 3 of section 46 provides that where a vacancy occurs in the office of a member of council after the 31st day of March of an election year, the vacancy shall not be filled by a new election but council may fill the vacancy by appointment under section 45 of the Municipal Act;

AND WHEREAS a vacancy has occurred in the office of a member of council for Ward 6 on the 15th day of September 1990, due to the resignation of a member of the council of the City of Hamilton, representing Ward 6;

AND WHEREAS it is desirable to hold an election to fill the vacancy and to hold office in accordance with section 46 of the Municipal Act for the remainder of the term of the person whose office became vacant.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby required that an election shall be held to fill the vacancy in the office of Alderman for Ward 6.

2. The City Clerk is hereby authorized and directed to do all things necessary to give effect to this by-law.

PASSED this 10th day of September A.D. 1990.

City Clerk Mayor

CERTIFIED A TRUE COPY

CITY CLERK

10/09/90

Bill No. H-106

BY-LAW NO. 89 - 260

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10th DAY OF SEPTEMBER A.D., 1989.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of September A.D. 1989

CITY CLERK

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

1990

Bill No. C-133

The Corporation of the City of Hamilton

BY-LAW NO. 90- 272

To Amend:

Zoning By-law No. 6593
As Amended By By-laws No. 80-278 and 82-225

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 39 AND 41 DEVONPORT STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 80-278 on the 28th day of October 1990 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "L-mr-2" District, in respect of the land located at Municipal Nos. 39 and 41 Devonport Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 4th day of February 1981, (File No. R 81195);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 82-225 on the 12th day of October 1982 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "L-mr-2" District, in respect of the land located at Municipal Nos. 39 and 41 Devonport Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 21st day of December 1982, (File No. R 821902);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 14 of the 15th Report of the Planning and Development Committee at its meeting held on the 28th day of August 1990, recommended that Zoning By-law No. 6593, as amended by By-laws No. 80-278 and 82-225, be further amended to establish a special requirement under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"L-mr-2"** (Planned Development - Multiple Residential) District provisions, as contained in Section 17B(6)(a)(iii) of Zoning By-law No. 6593, as amended by By-laws No. 80-278 and 82-225, are modified in accordance with Section 38 of the Planning Act, R.S.O. 1983, to the extent only of the following special requirement that:

(a) notwithstanding Section 17B(6)(a)(iii) of By-law No. 6593, the land may be used for the parking of motor vehicles, accessory to the use of the land at No. 505 York Boulevard,

(i) for a period not exceeding three-years from the day of the passing of this by-law; or

(ii) for the period during which the owner of the land at the time of the passing of this by-law continues to be the owner thereof,

whichever is the lesser.

2. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-717b.

3. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-717b.

4. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *25th* day of *September* A.D. 1990.

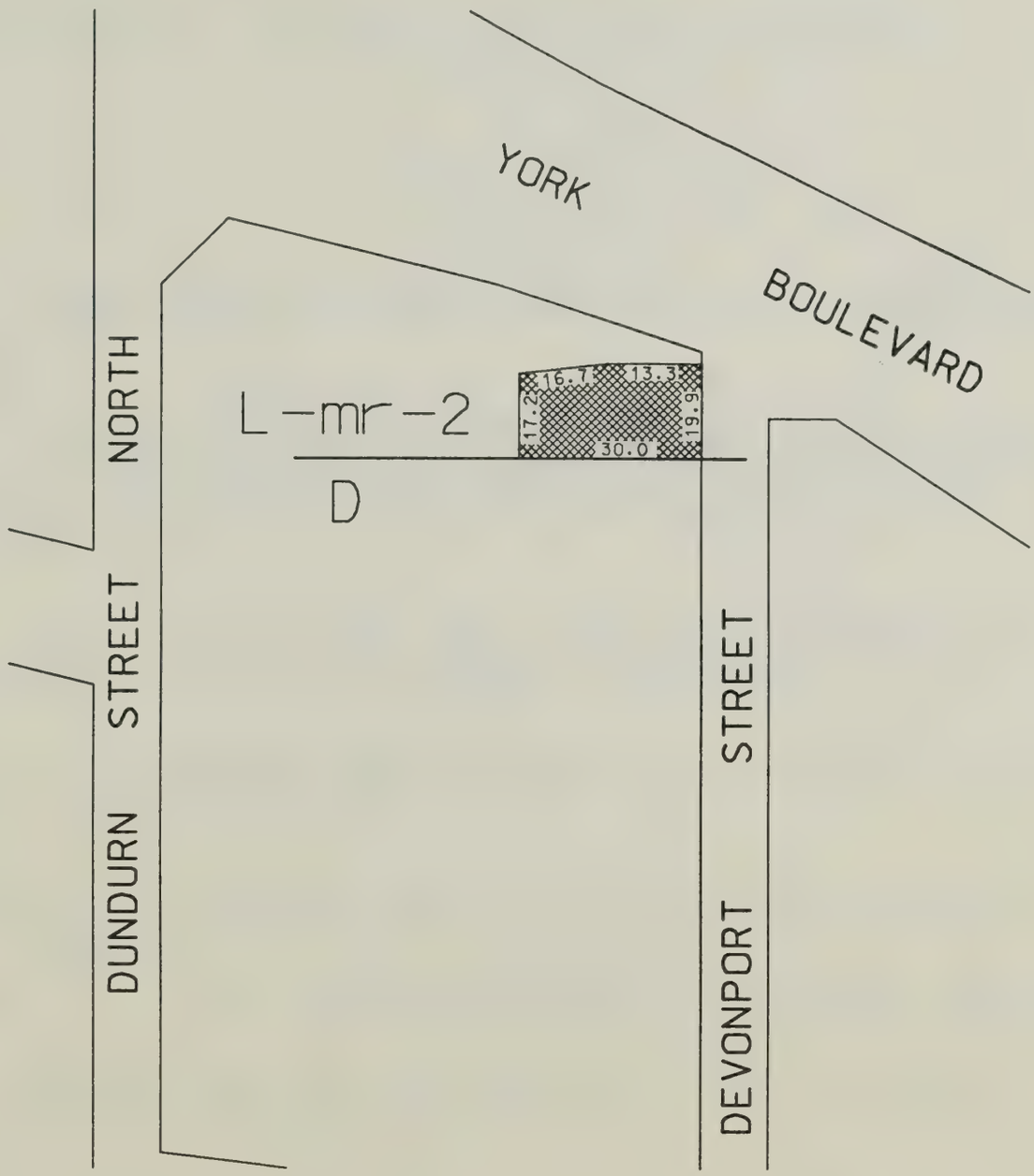
City Clerk

Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

(1990) 15 R.P.D.C. 14, August 28
Simcoe and Erie General Insurance Co., Lessee
ZA-90-45



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-272
Passed the 25th day of September, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-272
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by By-Law No. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-45
	Date	Drawn By
	SEPTEMBER, 1990	T.A.

Bill No. C-132

The Corporation of the City of Hamilton

BY-LAW NO. 90-*271*

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 779 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"C"** (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *25th* day of *September* A.D. 1990.

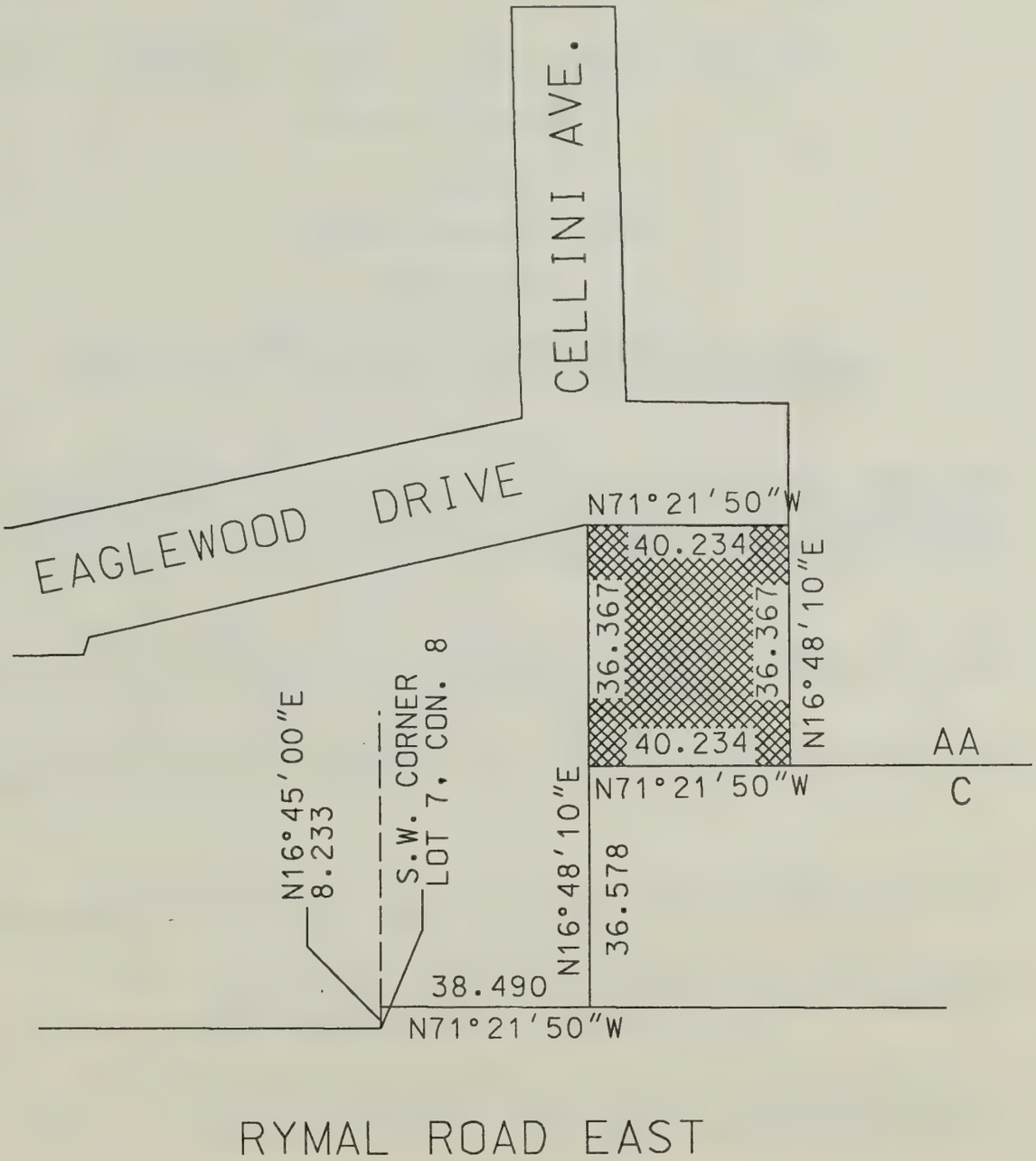
City Clerk

Mayor

(1990) 15 R.P.D.C. 11, August 28
Pietro and Maria Giraldi, Owners
Amended ZA-90-24

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-271
Passed the 25th day of September, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-271
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Change in zoning from:

"AA"(Agricultural) District to "C" (Urban Protected Residential, etc.) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-24
	Date	Drawn By
	September,1990	T.A.

Bill No. C-130

The Corporation of the City of Hamilton

BY-LAW NO. 90-269

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NOS. 1422 and 1430 UPPER SHERMAN AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"R-4"** (Small Lot Single-Family Detached) District, the land comprised in Block 1; and

   (b) by changing from **"C"** (Urban Protected Residential, etc.) District to **"R-4"** (Small Lot Single-Family Detached) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 25th day of September A.D. 1990.

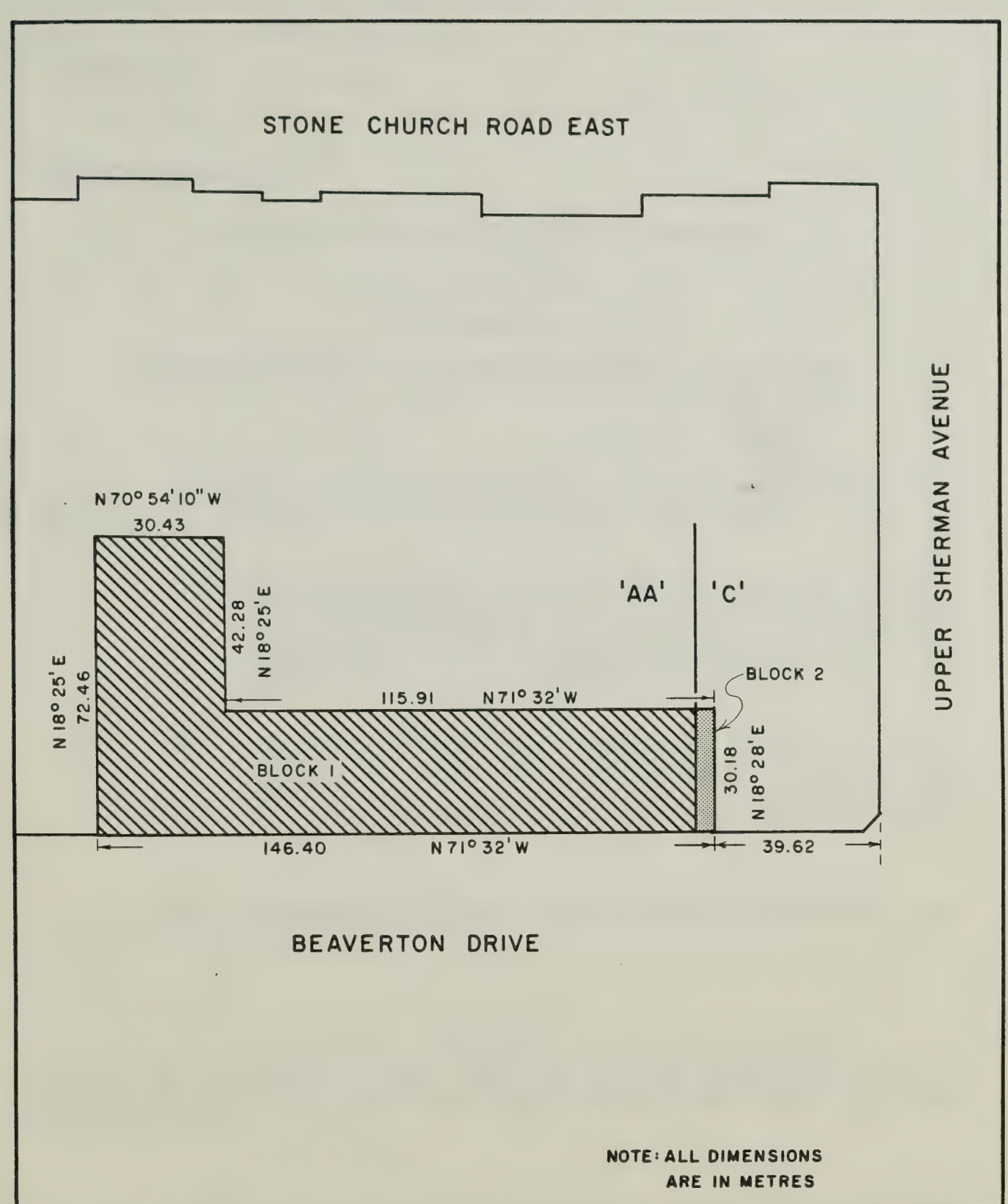
City Clerk

Mayor

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

(1990) 13 R.P.D.C. 13, July 31
(1990) 15 R.P.D.C. 18, August 28
(1990) 16 R.P.D.C. 20, September 25
Carriage Gate Homes Ltd., Prospective Owners
Amended ZA-90-36



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-269
PASSED THE 25th DAY OF September 1990

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-269

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

CHANGE IN ZONING FROM:

BLOCK 1 — "AA" (AGRICULTURAL) DISTRICT TO "R-4" (SMALL LOT SINGLE-FAMILY DETACHED) DISTRICT.

BLOCK 2 — "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "R-4" (SMALL LOT SINGLE-FAMILY DETACHED) DISTRICT.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-36
	Date	Drawn By
	JULY 31, 1990	Z.K.

1990

Bill No. B-104

The Corporation of the City of Hamilton

BY-LAW NO. 90-*268*

To Authorize:

CONSTRUCTION OF A FACILITIES BUILDING AT GAGE PARK

WHEREAS the Ontario Municipal Board by Order dated the 14th day of June 1990, (File No. E 900568), approved,

(a) the construction of a Facilities Building at Gage Park at an estimated cost of $460,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(b) the issuance of the necessary debentures to a maximum of $460,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the construction of a Facilities Building at Gage Park may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 14th day of June 1990.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this *25th* day of *September* A.D. 1990.

City Clerk

Mayor

Council resolution
adopted March 16, 1990

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

ill No. B-103

The Corporation of the City of Hamilton

BY-LAW NO. 90- *267*

To Authorize:

CONSTRUCTION OF A FIELDHOUSE AT MOHAWK SPORTS PARK

WHEREAS the Ontario Municipal Board by Order dated the 14th day of June 1990, (File No. E 900567), approved,

(a) the construction of a fieldhouse at Mohawk Sports Park at an estimated cost of $440,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(b) the issuance of the necessary debentures to a maximum of $440,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the construction of a fieldhouse at Mohawk Sports Park may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 14th day of June 1990.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this *25th* day of *September* A.D. 1990.

City Clerk

Mayor

Council resolution
adopted March 16, 1990

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

Bill No. C-134

The Corporation of the City of Hamilton

BY-LAW NO. 90-273

To Amend:

Zoning By-law No. 6593
As Amended By By-law No. 88-205

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF UPPER SHERMAN AVENUE AND LIMERIDGE ROAD EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-205 on the 30th day of August 1988 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the land located at the South-west Corner of Upper Sherman Avenue and Limeridge Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Ontario Municipal Board, by Memorandum of Oral Decision and Order dated the 29th day of May 1990, amended By-law No. 88-205 with respect to the special requirement, which by-law came into force on the date of the Decision, in accordance with Section 34(31) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 16 of the 15th Report of the Planning and Development Committee at its meeting held on the 28th day of August 1990, recommended that Zoning By-law No. 6593, as amended, be further amended to establish additional special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"HH"** (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 88-205, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

   (a) notwithstanding Section 14A(1) of By-law No. 6593, only the following additional Commercial Uses shall be permitted:

1. a television and appliance store;
2. a bank;
3. a clothing store;
4. a shoe store;
5. professional offices (excluding medical and dental);
6. a collecting and distributing station for dry cleaning;
7. a barber shop/hairdresser;
8. a video store;
9. a drug store; and
10. a photo studio;

(b) a landscaped strip not less than 3.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire westerly and southerly lot lines.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1084b.

4. Sheets No. E-27A and E-27B of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1084b.

5. In all other respects, By-law No. 88-205, as amended, is hereby confirmed, unchanged.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *25th* day of *September* A.D. 1990.

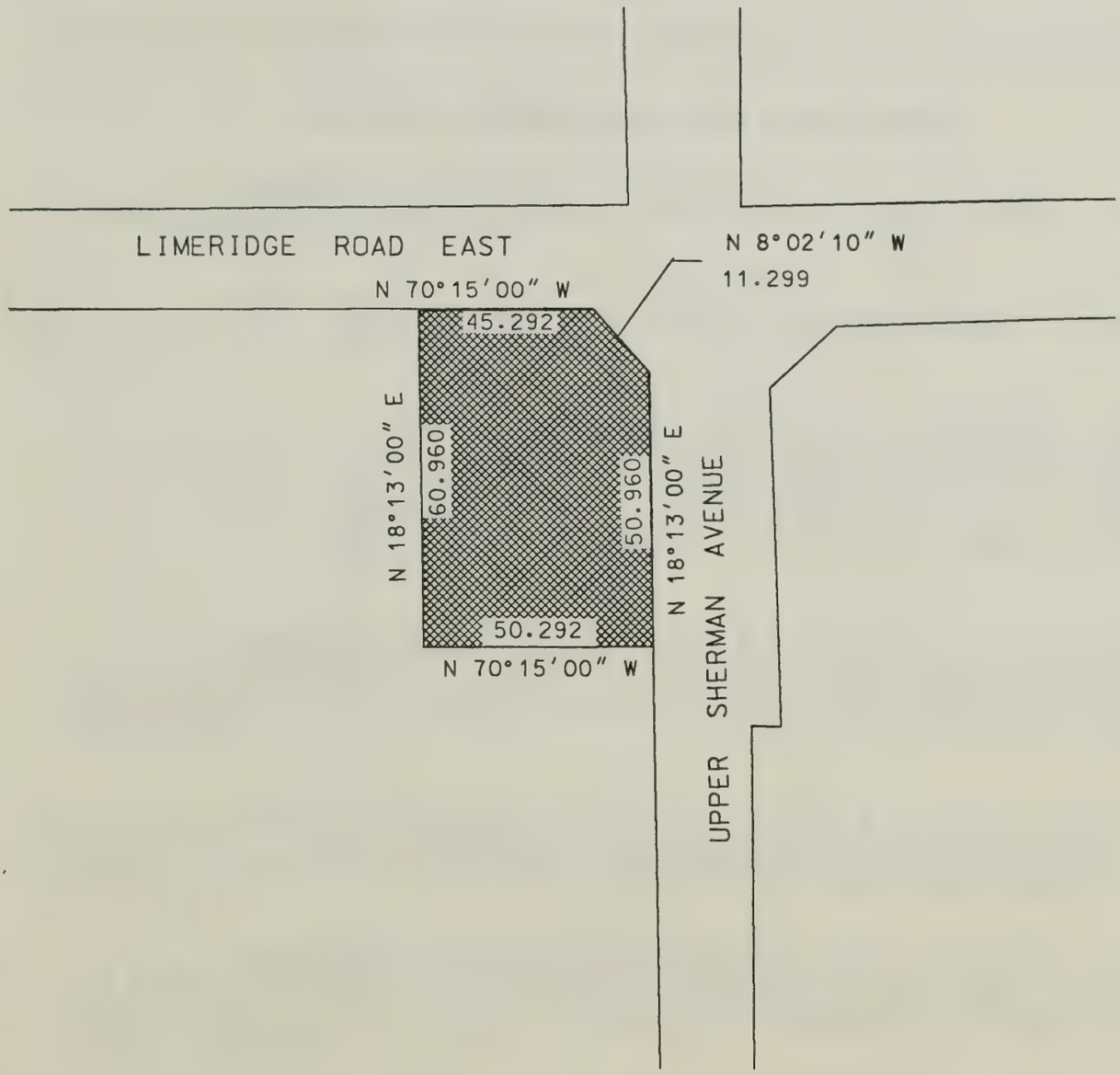
City Clerk

Mayor

(1990) 15 R.P.D.C. 16, August 28
David John Armstrong, Owner
Amended ZA-90-19

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-273
Passed the 25th day of September, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-273
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by By-Law No.90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-19
	Date	Drawn By
	SEPTEMBER,1990	T.A.

Bill No. C- 135

The Corporation of the City of Hamilton

BY-LAW NO. 90- 274

To Authorize:

Clearing of Domestic and Industrial Waste on the Premises Located at

MUNICIPAL NUMBER 1306 KING STREET EAST

WHEREAS Section 210 of the Municipal Act, R.S.O. 1980, c. 302 provides as follows:

> **210.** By-laws may be passed by the councils of local municipalities:
>
> ...
>
> 129. For prohibiting, or regulating and inspecting the use of any land or structures within the municipality or any defined area or areas thereof for dumping or disposing of garbage, refuse, or domestic or industrial waste of any kind.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 84-35 on the 14th day of February 1984 to provide for the maintenance of land in a clean and clear condition;

AND WHEREAS Section 5 of said By-law No. 84-35 requires every owner, lessee or occupant to keep his or her land free and clear of all garbage, refuse or domestic or industrial waste;

AND WHEREAS a Notice dated the 28th day of November 1989 was served or caused to be served on the owner of the land located at Municipal Number 1306 King Street East, pursuant to Section 7(1) of said By-law No. 84-35;

AND WHEREAS the land located at Municipal Number 1306 King Street East, more particularly described in Schedule "A" annexed hereto has not been cleared of the domestic or industrial waste as required by the said Notice;

AND WHEREAS Section 9 of By-law No 84-35 provides as follows:

> 9. (1) Where the owner, lessee or occupant is in default of doing the matter or thing required to be done under this by-law, the commissioner may,
>
> ...
>
> (e) remove garbage, refuse or domestic or industrial waste;
>
> (2) Where any of the matters or things are removed in accordance with subsection 1, the matters or things may be immediately disposed of by the commissioner.
>
> (3) The city shall recover the expense in doing a matter or thing referred to in subsection 1 by action, or in like manner as municipal taxes;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 5(a) of the 15th Report of the Planning and Development Committee at its meeting held on the 28th day of August 1990, authorized the Building Commissioner to clear the property located at Municipal Number 1306 King Street East of domestic or industrial waste as defined in the Notice issued pursuant to Section 7 of By-law No. 84-35.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to cause the removal and disposal of all domestic and industrial waste as described in the Notice dated November 28, 1989, issued pursuant to Section 7 of By-law No. 84-35, in respect of the land located at Municipal Number 1306 King Street East, more particularly described in Schedule "A" hereto annexed and forming part of this by-law.

2. It is hereby authorized and directed that the amount expended for the work referred to in Section 1 shall be added to the collector's roll and shall be collected in like manner as municipal taxes.

PASSED this *25th* day of *September* A.D. 1990.

City Clerk

Mayor

(1990) 15 R.P.D.C. 5(a), August 28

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

SCHEDULE "A"

To

By-law No. 90- 274

Municipal Number 1306 King Street East

All of Lot One, Registered Plan 478, save and except thereout and therefrom the northerly portion of the said Lot expropriated by the City of Hamilton by Instrument Number 60405 H.L., in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

Bill No. C-136

1990

The Corporation of the City of Hamilton

BY-LAW NO. 90-275

To Authorize:

The Repair of Buildings and Structures

LAND LOCATED AT MUNICIPAL NO. 1306 KING STREET EAST

Pursuant to Section 10(4)
The Building Code Act, R.S.O. 1980, Chapter 51, As Amended

WHEREAS two Orders to Comply, both dated the 27th day of June 1988, were served or caused to be served in accordance with Section 10(2) of the Building Code Act, R.S.O. 1980, Chapter 52, as amended;

AND WHEREAS the buildings or structures situate on the land located at Municipal No. 1306 King Street East, more particularly described in Schedule "A" hereto annexed have not been repaired as required by the said Orders;

AND WHEREAS the Chief Building Official of the City of Hamilton considers it necessary for the protection of the public that the lands and buildings described in Schedule "A" be repaired;

AND WHEREAS Section 10(4) of the Building Code Act provides as follows:

> (4) Where the chief official has made an order under subsection (2) and considers it necessary for the safety of the public, he may cause the building to be renovated, repaired or demolished for the purpose of removing the unsafe condition or take such other action as he considers necessary for the protection of the public and, where the building is in a municipality, the cost of the renovation, repair, demolition or other action may be added by the clerk to the collector's roll and collected in like manner as municipal taxes;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 5(b) of the 15th Report of the Planning and Development Committee at its meeting held on the 28th day of August 1990, directed that the City carry out the work as defined in the Orders issued pursuant to Section 10(2) of the Building Code Act, in respect of the buildings and structures located at Municipal No. 1306 King Street East, more particularly described in Schedule "A" annexed hereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to cause to be carried out the work, as described in the Orders dated June 27, 1988, issued pursuant to Section 10(2) of the Building Code Act, in respect of the buildings and structures located at Municipal No. 1306 King Street East, more particularly described in Schedule "A" hereto annexed and forming part of this by-law.

2. It is hereby authorized and directed that the amount expended for the work referred to in section 1 shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this *25th* day of *September* A.D. 1990.

City Clerk

Mayor

(1990) 15 R.P.D.C. 5(b), August 28

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

SCHEDULE "A"

To

By-law No. 90- 275

Municipal Number 1306 King Street East

All of Lot One, Registered Plan 478, save and except thereout and therefrom the northerly portion of the said Lot expropriated by the City of Hamilton by Instrument Number 60405 H.L., in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

Bill No. C-137

The Corporation of the City of Hamilton

BY-LAW NO. 90-276

To Repeal:

By-law No. 89-295

Respecting:

LAND LOCATED AT MUNICIPAL NO. 65 MARKLAND STREET

WHEREAS By-law No. 89-295, passed on the 10th day of October 1989, designated the land located at Municipal No. 65 Markland Street, more particularly described in Schedule "A" attached hereto, as property of historic and architectural value and interest, pursuant to clause 29(1)(a) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS City Council, in adopting Section 18 of the 16th Report of the Planning and Development Committee at its meeting held on the 25th day of September 1990, directed that By-law No. 89-295 be repealed pursuant to Section 34 of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 89-295 is hereby repealed.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law to be registered against the property described in Schedule "A" attached hereto, in the proper registry office.

3. The City Clerk is hereby authorized and directed,

   (i) to cause a copy of this by-law to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

   (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this *25th* day of *September* A.D. 1990.

City Clerk

(1990) 16 R.P.D.C. 18, September 25

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

Schedule "A"

To

By-law No. 90-276

65 Markland Street, Hamilton, Ontario

Lots 5 and 6, south side of Markland Street and Lot 7, west side of Dominion Street, Plan 40, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth .

1990 Bill No. C-138

The Corporation of the City of Hamilton

BY-LAW NO. 90-277

To Remove:

"STONE CHURCH SURVEY" REGISTERED PLAN OF SUBDIVISION

FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 49 of the Planning Act, 1983, Chapter 1 provides as follows:

> (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...

AND WHEREAS subsection 5 of section 49 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 49 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 30 of the 16th Report of the Planning and Development Committee at its meeting held on the 25th day of September 1990, directed that a by-law be prepared to remove part-lot control from the lands herein described.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 49 of the Planning Act, 1983, Chapter 1, shall not apply to the following lands:

   1. All of Lots 4 and 5, Registered Plan Number 1059, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 49(7) of the Planning Act, 1983 and O. Reg. 443/75 thereunder.

   (b) This by-law shall continue in force and effect for a term not to exceed six months from the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this 25th day of September A.D. 1990.

City Clerk Mayor

(1990) 16 R.P.D.C. 30, September 25

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 90- 278

To Authorize:

THE CROWN POINT WEST/STIPELEY PHASE II P.R.I.D.E. PROGRAM

WHEREAS the Ontario Municipal Board by Order dated the 7th day of August 1990, (File No. E 900823), approved,

(a) the Crown Point West/Stipeley Phase II Program at an estimated cost of $700,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(b) the issuance of the necessary debentures to a maximum of $350,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the Crown Point West/Stipeley Phase II P.R.I.D.E. Program may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 7th day of August 1990.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this day of A.D. 1990.

City Clerk

Mayor

(1990) 17 R.F.A.C. 17, May 29

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

Bill No. C-139

The Corporation of the City of Hamilton

BY-LAW NO. 90-283

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1334, 1340, 1342 AND 1348 UPPER SHERMAN AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"AA"** (Agricultural) District to **"RT-20"** (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"RT-20"** (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

   (a) notwithstanding Section 10E(2)(a)3 of By-law No. 6593, Street Townhouse Dwellings shall be prohibited;

   (b) a landscaped planting strip not less than 3.0 m in width shall be provided and maintained along the northerly and southerly lot lines and along the rear lot line;

   (c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained within the required landscaped planting strips.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1188.

5. Sheet No. E-27C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1188.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *9th* day of *October* A.D. 1990.

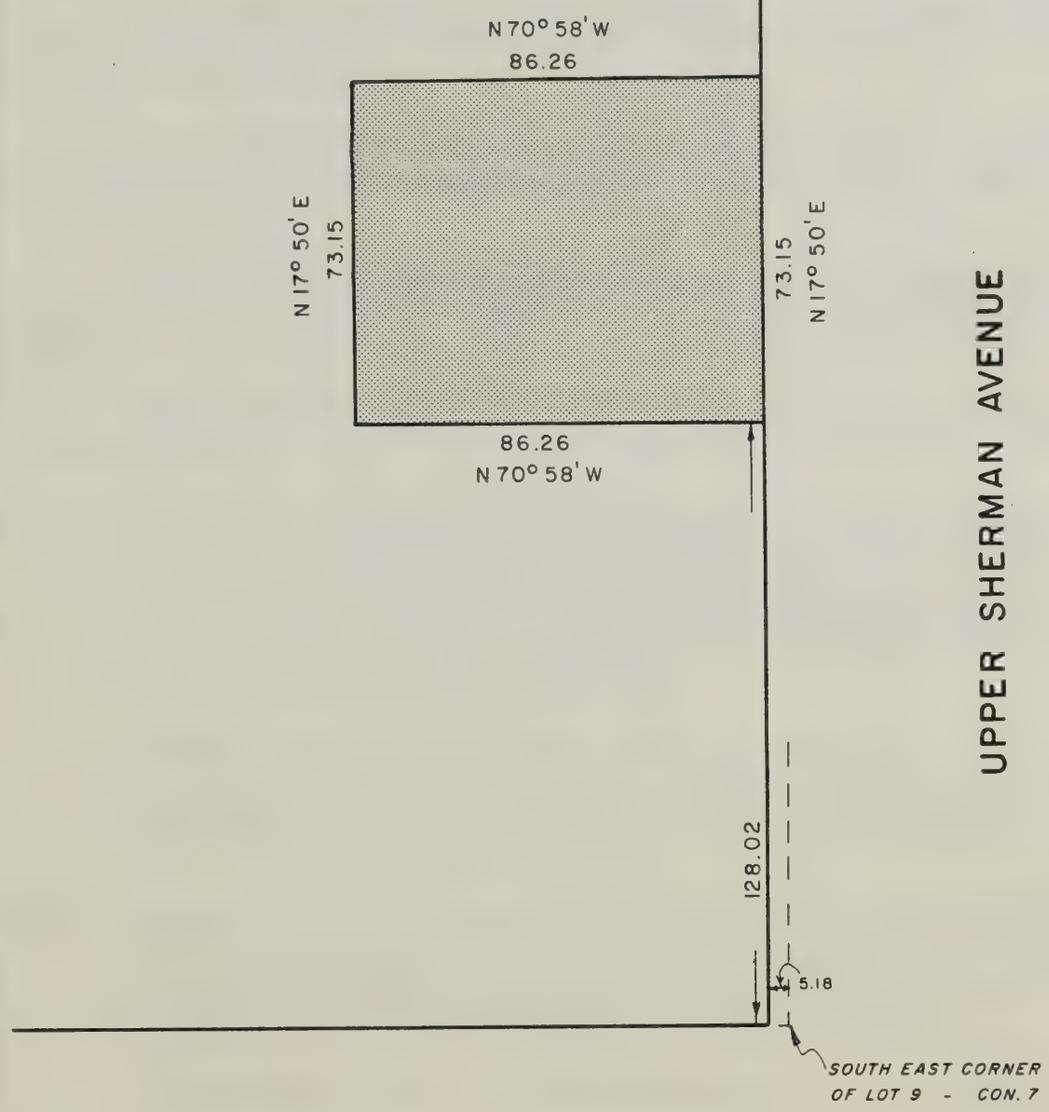
City Clerk

Mayor

(1990) 15 R.P.D.C. 17(b), August 28
Joe Mancinelli, Henry Mancinelli
and Ricardo Persi, Owners
Amended ZA-89-101

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-283
PASSED THE 9th DAY OF October 1990

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-283

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LEGEND

CHANGE IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO "RT-20" (TOWNHOUSE-MAISONETTE) DISTRICT, MODIFIED.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-101
	Date	Drawn By
	SEPT. 1990	Z.K.

BY-LAW NO. 90 - 280

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25th DAY OF SEPTEMBER A.D., 1990.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this *25th* day of *September* A.D. 1990

CITY CLERK

MAYOR

CERTIFIED A TRUE COPY

DEPUTY CITY CLERK

URBAN/MUNICIPAL Bill No. C-140

1990

The Corporation of the City of Hamilton

BY-LAW NO. 90-284

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 140 OAK AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

   (a) notwithstanding Section 14(1) of By-law No. 6593, sheet metal duct and fittings manufacturing shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1146.

4. Sheet No. E-12 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1146.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this 9th day of October A.D. 1990.

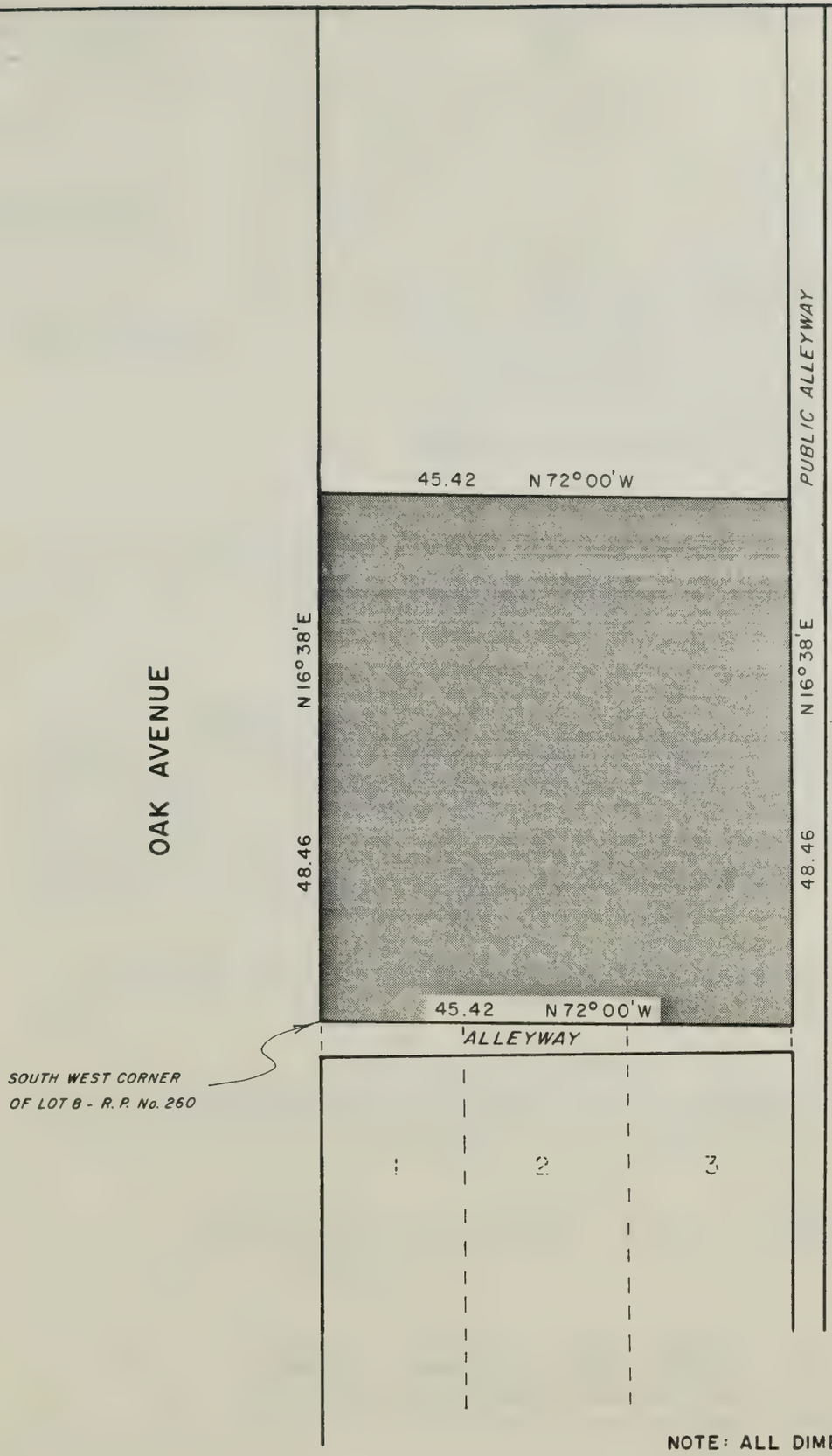
City Clerk

Mayor

(1989) 24 R.P.D.C. 16 - October 31
Munro Metal Products Ltd., Prospective Owner
ZA-89-59

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 90-284
PASSED THE 9th DAY OF October

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 90-284

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED BY BY-LAW NO.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 89-59
	Date	Drawn By
	OCTOBER 30, 1989	Z.K.

Bill No. C-141

The Corporation of the City of Hamilton

BY-LAW NO. 90-285

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED IN THE CENTRAL AREA (LANDS BOUNDED BY HAMILTON HARBOUR, THE NIAGARA ESCARPMENT, QUEEN STREET AND VICTORIA AVENUE)

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

   129. Lands located in the Central Area, bounded by Hamilton Harbour, the Niagara Escarpment, Queen Street and Victoria Avenue, shown on Appendix 129 hereto annexed and forming part of this by-law.

2. Appendix 129 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this *9th* day of *October* A.D. 1990.

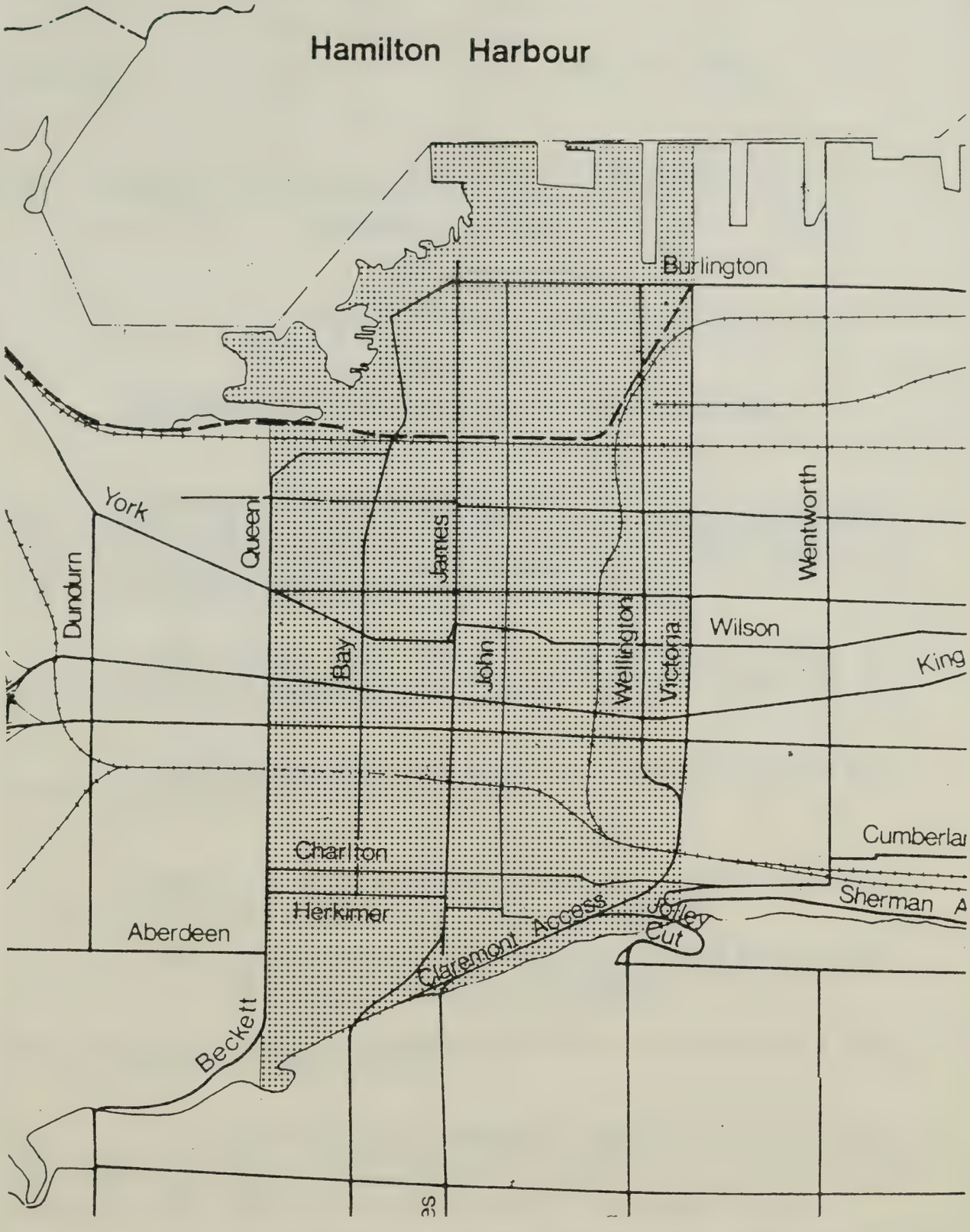
City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 13 R.P.D.C. 12(a), July 31



This is Schedule A to By-Law No. 90- 285
Passed the 9th day of October ,1990.

Clerk

Mayor

City of Hamilton

Appendix 129

to By-Law No.79-275

as Amended by
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands Designated Under this By-Law as an area of Site Plan Control pursuant to Section 40 of the Planning Act.

North	Scale	Reference File No.
	NOT TO SCALE	
	Date	Drawn By
	September, 1990	L.B.

URBAN/MUNICIPAL

1990

Bill No. C-142

The Corporation of the City of Hamilton

BY-LAW NO. 90-286

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 79 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-9D and W-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

   (a) by changing from **"C"** (Urban Protected Residential, etc.) District to **"HH"** (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"HH"** (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

   (a) a landscaped planting strip not less than 3.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire southerly rear lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1169.

5. Sheets No. W-9D and W-9E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1169.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *9th* day of *October* A.D. 1990.

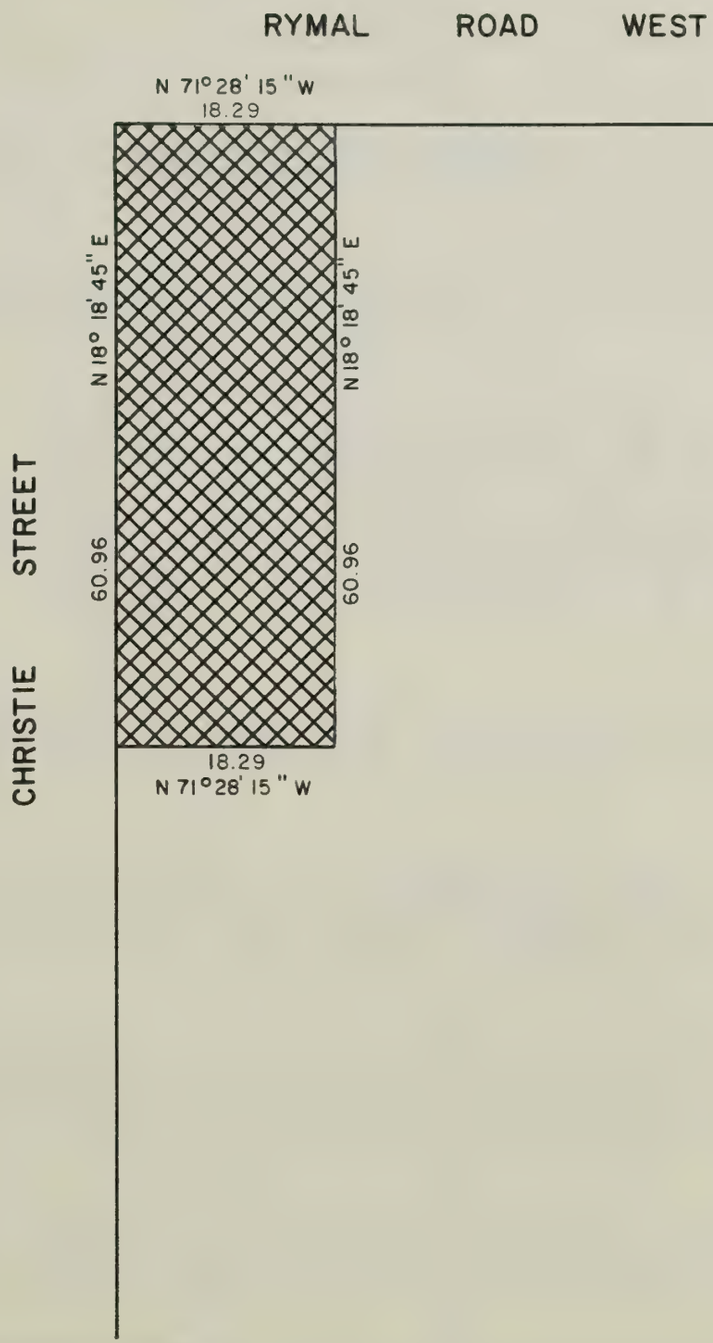
City Clerk

Mayor

(1990) 7 R.P.D.C. 6, March 27
Walter Vucetich, Owner
ZA-90-11

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-286
Passed the 9th day of October ,1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-286
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

"C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-11
	Date	Drawn By
	SEPTEMBER, 1990	L.B.

Bill No. C-143

The Corporation of the City of Hamilton

BY-LAW NO. 90-287

To Remove:

PART OF "LILLIAN HEIGHTS - PHASE 2" REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 49 of the Planning Act, 1983, Chapter 1 provides as follows:

(7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...

AND WHEREAS subsection 5 of section 49 of the Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 49 of the Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 90-90 on the 27th day of March 1990 to remove part of "Lillian Heights - Phase 2" Registered Plan of Subdivision from Part-Lot Control;

AND WHEREAS By-law No. 90-90 was registered on title on the 19th day of April 1990 as Instrument No. 277428 L.T.;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 2 of the 17th Report of the Planning and Development Committee at its meeting held on the 9th day of October 1990, directed that a by-law be prepared to extend the removal of part-lot control for a further one-year period.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 49 of the Planning Act, 1983, Chapter 1, shall not apply to the following lands:

   1. All of Lots 1-30, 53-67, 69-138, inclusive, and Block 140 of Registered Plan Number 62M-639, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of approval by The Regional Municipality of Hamilton-Wentworth in accordance with section 49(7) of the Planning Act, 1983 and O. Reg. 443/75 thereunder.

(b) This by-law shall continue in force and effect for a term not to exceed one year from the date of registration in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this *9th* day of *October* A.D. 1990.

City Clerk

Mayor

(1990) 17 R.P.D.C. 2, October 9

CERTIFIED A TRUE COPY

CITY CLERK

URBAN/MUNICIPAL

1990

Bill No. C- 144

The Corporation of the City of Hamilton

BY-LAW NO. 90-288

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1461 UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-49C and E-49D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from **"AA"** (Agricultural) District to **"RT-20"** (Townhouse - Maisonette) District, the land comprised in Block 1; and

(b) by changing from **"C"** (Urban Protected Residential, etc.) District to **"RT-20"** (Townhouse - Maisonette) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The **"RT-20"** (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

(a) Section 10E(2)(a)3 of By-law No. 6593 shall not apply;

(b) a planting strip not less than 3.0 m in width shall be provided and maintained along the easterly lot line;

(c) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the easterly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1190.

5. Sheets No. E-49C and E-49D of the District Maps are amended by marking the land referred to in section 1 of this by-law, S-1190.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *9th* day of *October* A.D. 1990.

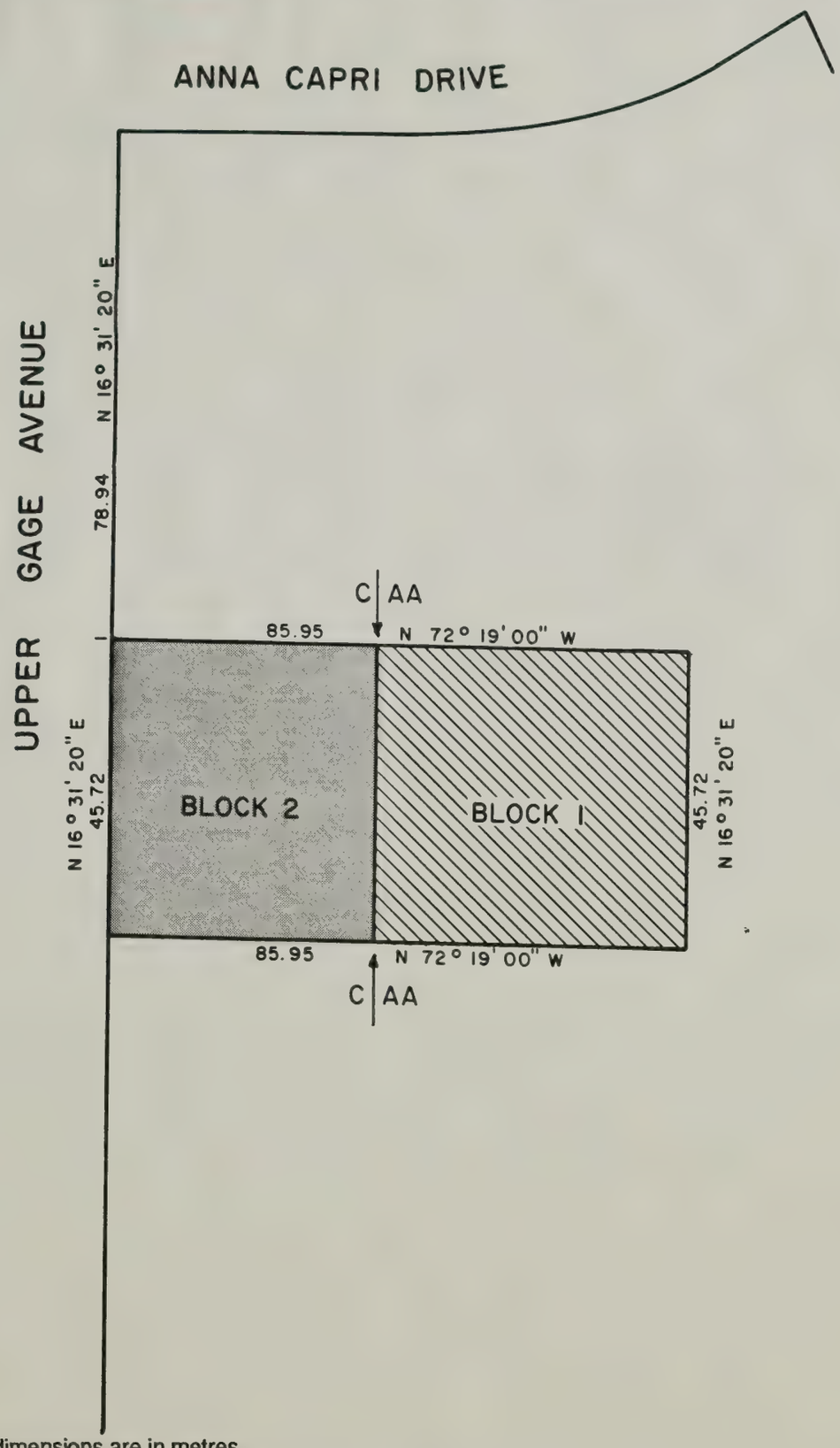
City Clerk

Mayor

(1990) 16 R.P.D.C. 24, September 25
Malatesta Brothers Construction, Owners
Amended ZA-90-52

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-288
Passed the 9th day of October ,1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-288

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:

BLOCK 1 — "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, Modified.

BLOCK 2 — "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District, Modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-52
	Date	Drawn By
	SEPTEMBER, 1990	L.B.

Bill No. H-110

URBAN/MUNICIPAL

1990

BY-LAW NO. 90 - 289

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF OCTOBER A.D., 1990.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this *9th* day of *October* A.D. 1990

CITY CLERK MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. B-105

The Corporation of the City of Hamilton

BY-LAW NO. 90-298

To Repeal By-law No. 87-261
and By-law No. 89-267

And To Provide for Establishment and Operating Grants

Respecting:

ROXBOROUGH CENTRE SENIOR CITIZENS CENTRE

WHEREAS section 3 of the Elderly Persons Centres Act, R.S.O. 1980, Chapter 131 provides as follows:

> 3. (1) The council of a municipality may by by-law approved by the Minister provide for the establishment and operation of centres and may acquire by purchase, lease or otherwise real and personal property for that purpose.
>
> (2) The council of a municipality may pass by-laws granting aid to centres;

AND WHEREAS subsection 4(2) of the said Act provides as follows:

> 4. (2) There shall be paid to every municipality or approved corporation a sum computed in accordance with the regulations towards the cost of maintaining and operating its approved centre, but no payment shall be made to the approved corporation unless the council of the municipality in which the centre operated by the corporation is situate, or the council of that municipality together with the councils of one or more contiguous municipalities, directs payment to the approved corporation of a sum equal to at least the percentage prescribed by the regulations of the cost as so computed or contributes to the approved corporation personal property or services, approved by the Minister, equivalent in value to at least the prescribed percentage of the said cost;

AND WHEREAS section 11 of O. Reg. 278, R.R.O. 1980, provides as follows:

> 11. The sum payable by a municipality or municipalities, as the case may be, to an approved corporation under subsection 4(2) of the Act shall be equal to at least 20 per cent of the net monthly cost to the corporation of maintaining and operating its approved centre or centres determined in accordance with the form referred to in subsection 10(1);

AND WHEREAS Roxborough Centre Senior Citizens Centre is an elderly persons centre within the meaning of the said Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 11 of the 11th Report of the Parks and Recreation Committee on the 23rd day of June 1987, approved a grant of aid to the Roxborough Senior Centre, upon approval of a corporation to operate the centre in accordance with section 2(1) of the said Act, in the amount of 20% of the net monthly cost to the corporation of maintaining and operating its approved centre;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-261 on the 29th day September 1987 to establish the Roxborough Elderly Persons Centre;

AND WHEREAS By-law No. 87-261 was not approved by the Minister of Community and Social Services;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 7 of the 7th Report of the Parks and Recreation Committee on the 14th day of March 1989, directed that By-law No. 87-261 be repealed and replaced;

AND WHEREAS The Council of The Corporation of the City of Hamilton passed By-law No. 89-267 on the 26th day of September 1989 to establish the Roxborough Senior Citizens Centre;

AND WHEREAS By-law No. 89-267 was not approved by the Ministry of Community and Social Services;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 3 of the 18th Report of the Parks and Recreation Committee on the 9th day of October 1990, directed that By-law No. 89-267 be repealed and replaced;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. A centre within the meaning of the Elderly Persons Centres Act is hereby established as Roxborough Centre Senior Citizens Centre, which centre shall be operated at the site municipally known as 785 Britannia Avenue, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. Payment is hereby directed to Roxborough Parc East End Multi-Service Centre, as an approved corporation under the Elderly Persons Centres Act, in the amount of 20% of the net monthly cost to the said corporation of maintaining and operating its approved centre (Roxborough Centre Senior Citizens Centre) determined in accordance with the form referred to in subsection 10(1) of Ontario Regulation 278, made under the Elderly Persons Centres Act.

3. The Mayor and the City Clerk are hereby authorized to execute all documents required for the establishment and operation of the said centre.

4. By-laws No. 87-261 and 89-267 are hereby repealed.

5. This by-law comes into force on approval by the Minister of Community and Social Services.

PASSED this *30th* day of *October* A.D. 1990.

City Clerk

Mayor

(1987) 11 R.P.R.C. 11, June 23
(1989) 7 R.P.R.C. 7, March 14
(1990) 18 R.P.R.C. 3, October 9

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. C-145

The Corporation of the City of Hamilton

BY-LAW NO. 90-299

To Adopt:

THE MAIN STREET WEST COMMUNITY IMPROVEMENT PLAN

WHEREAS Section 1 of By-law No. 90-270, passed on the 25th day of September 1990 designated the area described in Schedule "A" and shown on Schedule "B" thereto as a community improvement project area in accordance with subsection 28(2) of the Planning Act, 1983;

AND WHEREAS it is intended to adopt a community improvement plan for the said area in accordance with subsection 28(4) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Main Street West Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that the approval of the Community Improvement Plan referred to in section 1 shall include approval for the doing of all things for the purpose thereof.

3. This by-law comes into force and effect on the date of its approval by the Ministry of Municipal Affairs.

PASSED this day of A.D. 1990.

City Clerk

Mayor

(1989) 23 R.P.D.C. 5, October 10

SCHEDULE "A"

To By-law No. 90- 299

PURPOSE:

To designate Main Street West from Locke to Queen Streets as a Community Improvement Plan Area in order to implement B.I.A. designation, and the subsequent corporation of the City of Hamilton's Commercial Facade Loan Programme and the commercial improvement programme vehicles to meet the improvement needs of the area.

PREFACE:

The City of Hamilton is currently in the process of designating the Main Street West B.I.A., on Main Street West between Locke and Queen Streets. This written plan constitutes the corresponding Community Improvement Programme Plan.

INTRODUCTION:

Main Street West is slated for major road reconstruction in 1990. As well, the area serves as a gateway into the City. A Community Improvement Plan would coordinate efforts to compliment the future development of the area.

The Official Plan states "Council will undertake to keep in a fit and well maintained condition all municipal properties and other public works." (Subsection .5, 5.4)

In addition to increasing the attractiveness of the area, renovations will increase the revitalization of existing buildings; previously unused space can be transformed into office or apartments.

Bill No. C-146

The Corporation of the City of Hamilton

BY-LAW NO. 90-*300*

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 400 GRAYS ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"KK"** (Restricted Heavy Industrial) District provisions, as contained in Section 17A of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

   (a) Section 17A(1)(aa) and Section 16A(1)(h) of By-law No. 6593 shall not apply to ancillary office space used by Canada Customs, customs brokers, bonded carriers, and a sufferance warehouse.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "KK" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1192.

4. Sheet No. E-123 of the District Maps is amended by marking the land referred to in section 1 of this by-law, S-1192.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *30th* day of *October* A.D. 1990.

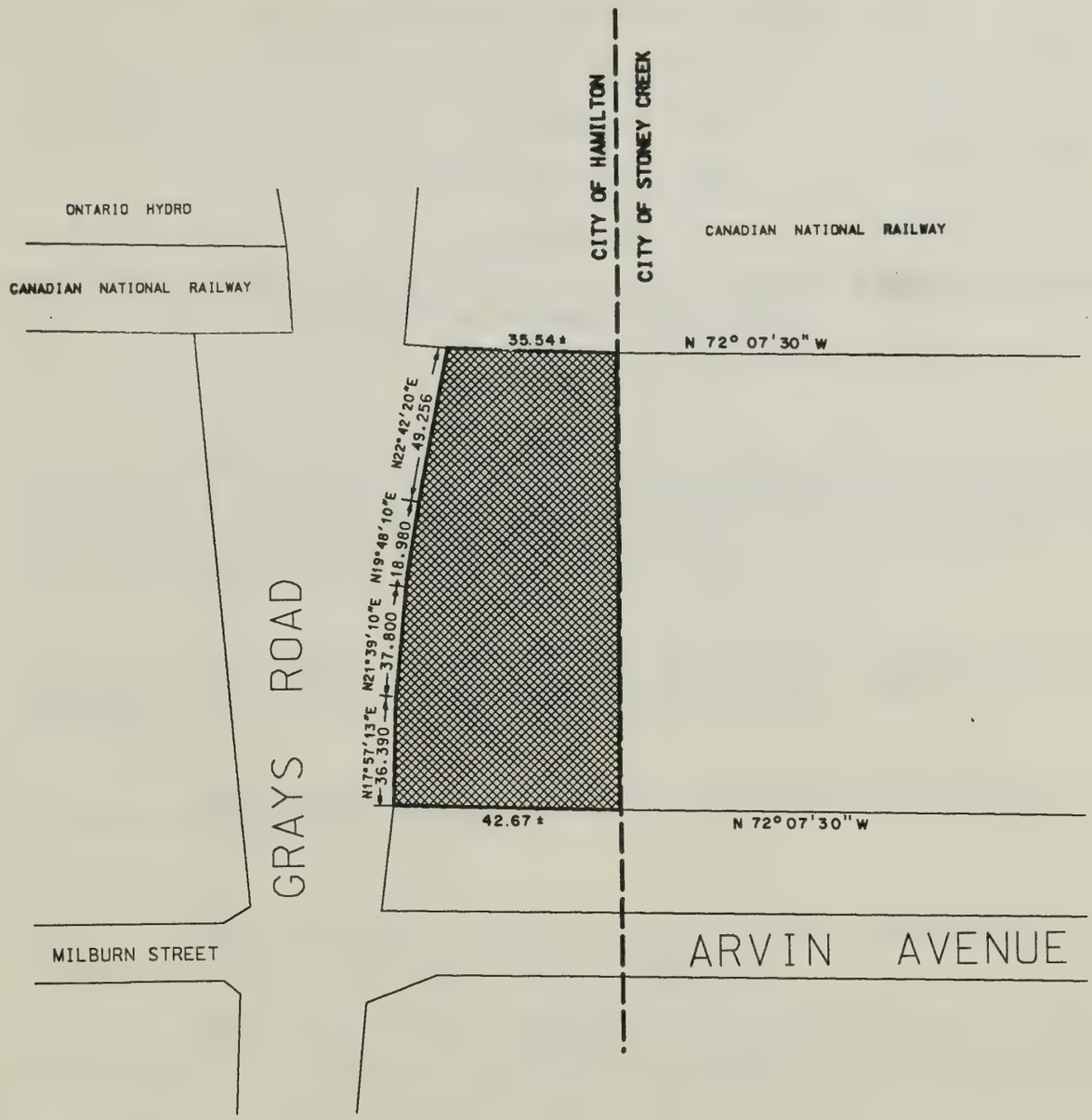
City Clerk

Mayor

(1990) 16 R.P.D.C. 26(a), September 25
Intermediate Terminals, Division of Canpac International Freight Services Ltd., Owner
ZA-90-55

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-300
Passed the 30th day of October, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-300
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by By-Law No. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-55
	Date	Drawn By
	SEPTEMBER, 1990	T.A.

Bill No. C-148

The Corporation of the City of Hamilton

BY-LAW NO. 90- 302

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 252, 256, 260 AND 262 VICTORIA AVENUE NORTH AND 290 BARTON STREET EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-12 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"E"** (Multiple Dwellings, Lodges, Clubs, etc.) District to **"H"** (Community Shopping and Commercial, etc.) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The **"H"** (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks 1 and 2 shown on Schedule "A" hereto annexed, are amended to the extent only of the special requirements that,

(a) Section 18(3)(ivc)(b) of By-law No. 6593 shall not apply;

(b) Sections 18A(11) and (12)(a) of By-law No. 6593 shall not apply;

(c) Section 18A(1)(d) of By-law No. 6593 shall not apply;

(d) a landscaped planting strip not less than 3.0 m in width shall be provided and maintained along the westerly lot line of Block 1 adjoining Victoria Avenue North, except for any area(s) used for vehicular access.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1191.

5. Sheet No. E-12 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1191.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *30th* day of *October* A.D. 1990.

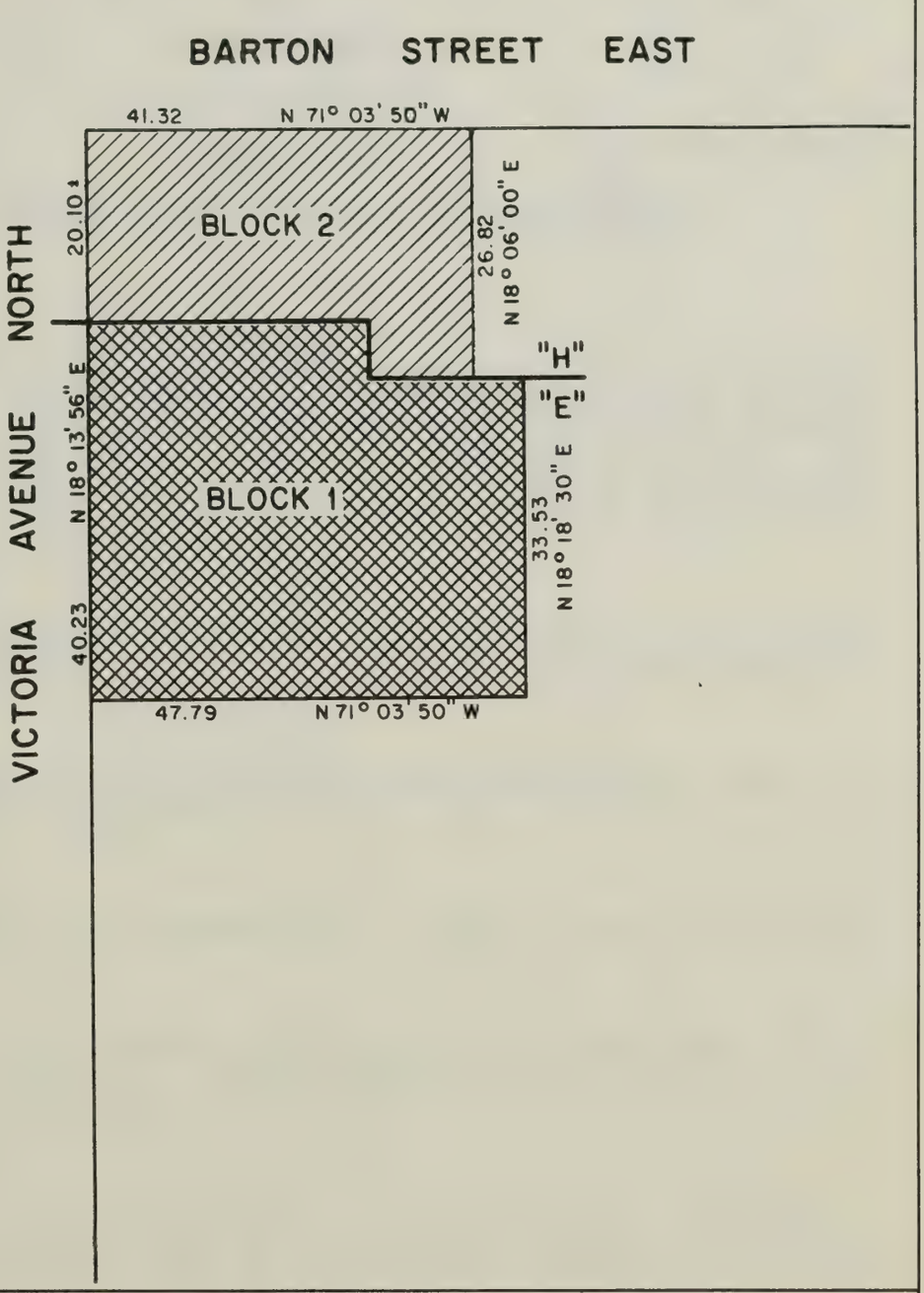
City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 16 R.P.D.C. 25(a), September 25
Mintland Developments Inc., Owner
Amended ZA-90-49



This is Schedule "A" to By-Law No. 90-302
Passed the 30th day of October, 1990.

Clerk

Mayor

NOTE: All dimensions are in metres

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-302
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Change in zoning from:

BLOCK 1 — "E" (Multiple Dwellings, Lodges, Clubs etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified.

BLOCK 1 / BLOCK 2 — Lands to be regulated by By-Law No. 90-

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-49
	Date	Drawn By
	OCTOBER,1990	T.A.

Bill No. C-147

The Corporation of the City of Hamilton

BY-LAW NO. 90-301

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 400 GRAYS ROAD

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

   132. Lands located at Municipal No. 400 Grays Road, shown on Appendix 132 hereto annexed and forming part of this by-law.

2. Appendix 132 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 30th day of October A.D. 1990.

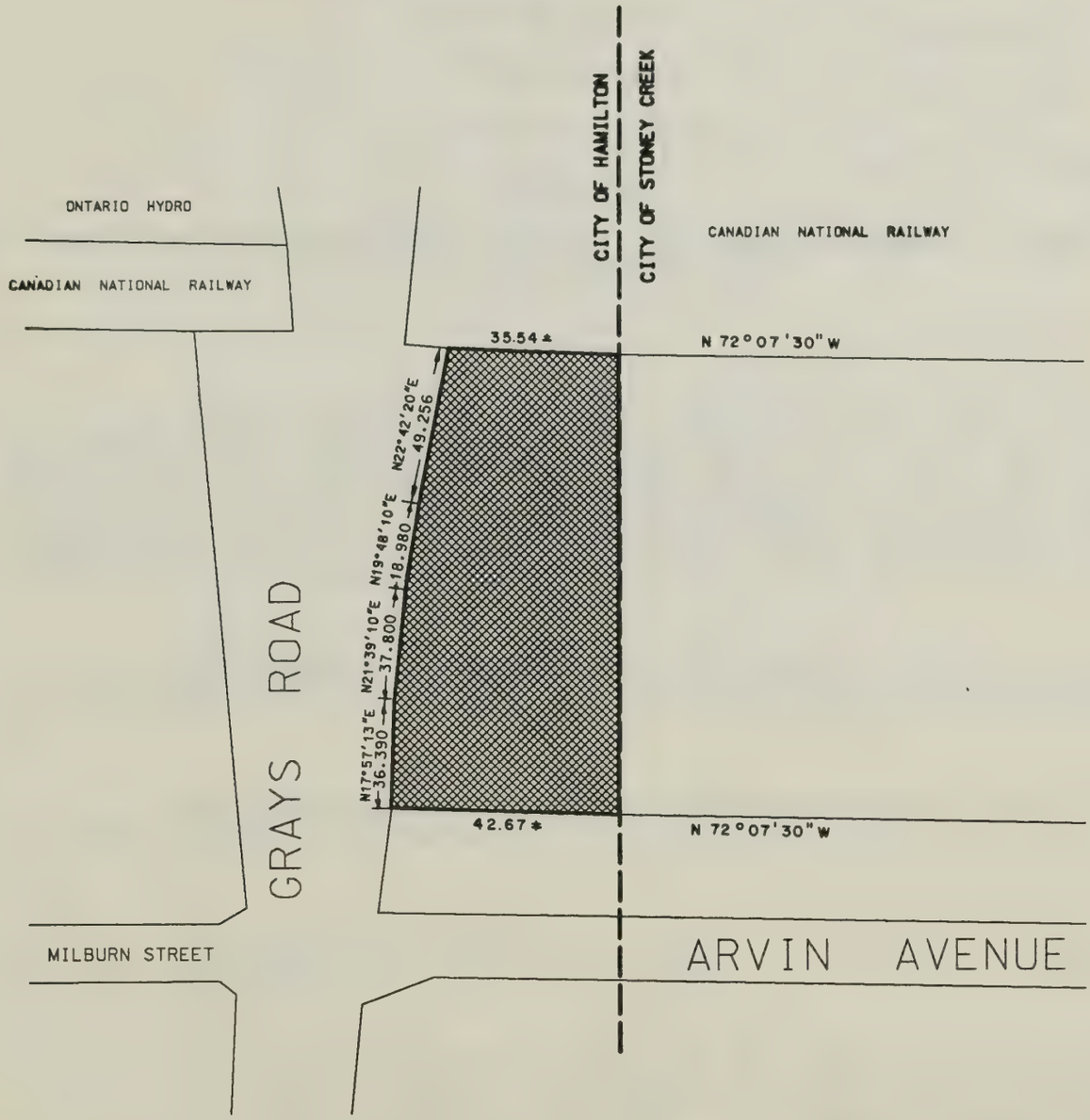
City Clerk

Mayor

(1990) 16 R.P.D.C. 26(b), September 25
Intermediate Terminals, Division of Canpac International Freight Services Ltd., Owner
ZA-90-55

CERTIFIED A TRUE COPY

CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-301
Passed the 30th day of October, 1990.

Clerk

Mayor

City of Hamilton

APPENDIX 132

To By-Law No. 79-275
As amended by
By-Law No. 87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands designated under this By-Law as an area of Site Plan Control pursuant to Section 40 of The Planning Act.

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-55
	Date	Drawn By
	SEPTEMBER, 1990	T.A.

Bill No. C-149

The Corporation of the City of Hamilton

BY-LAW NO. 90-303

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 252, 256, 260 AND 262 VICTORIA AVENUE NORTH AND 290 BARTON STREET EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

   131. Lands located at Municipal Nos. 252, 256, 260 and 262 Victoria Avenue North and 290 Barton Street East, shown on Appendix 131 hereto annexed and forming part of this by-law.

2. Appendix 131 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this *30th* day of *October* A.D. 1990.

City Clerk

Mayor

(1990) 16 R.P.D.C. 25(b), September 25
Mintland Developments Inc., Owner
Amended ZA-90-49

CERTIFIED A TRUE COPY

CITY CLERK

AMENDMENT NO. 93

TO THE

CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedules "A" and "B", attached hereto, constitutes Official Plan Amendment No. 93.

PURPOSE

The purpose of this Amendment is to: 1) redesignate the subject lands from "Residential" to "Commercial"; and 2) establish a "Special Policy Area" to permit limited commercial uses within the existing building.

LOCATION

The subject lands are known municipally as 694-696 Upper James Street, within the Bonnington Neighbourhood.

BASIS

The basis for permitting the conversion of the existing building for limited commercial uses is as follows:

- the subject lands are suitably located on a major arterial road;
- the proposal is consistent with existing development in the area;
- the proposal will not overburden existing sewers and watermains; and,
- the existing low-profile streetscape is maintained as the existing building is retained.

ACTUAL CHANGES

1) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.

2) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.48:

"Within SPECIAL POLICY AREA 53, identified on Schedule B - Special Policy Areas and known municipally as 694-696 Upper James Street, limited commercial uses shall be permitted within the existing building as well as residential uses. In the event the existing building is destroyed, it will only be replaced by a building with the same external dimensions and floor area."

3) The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 53; and,
- "Area 53 refer to Policy A.2.9.3.48", in the legend.

as shown on the attached Schedule "B" of this Amendment.

IMPLEMENTATION

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 90-304, passed on the 30th day of October, 1990.

THE CORPORATION OF THE

CITY OF HAMILTON

City Clerk

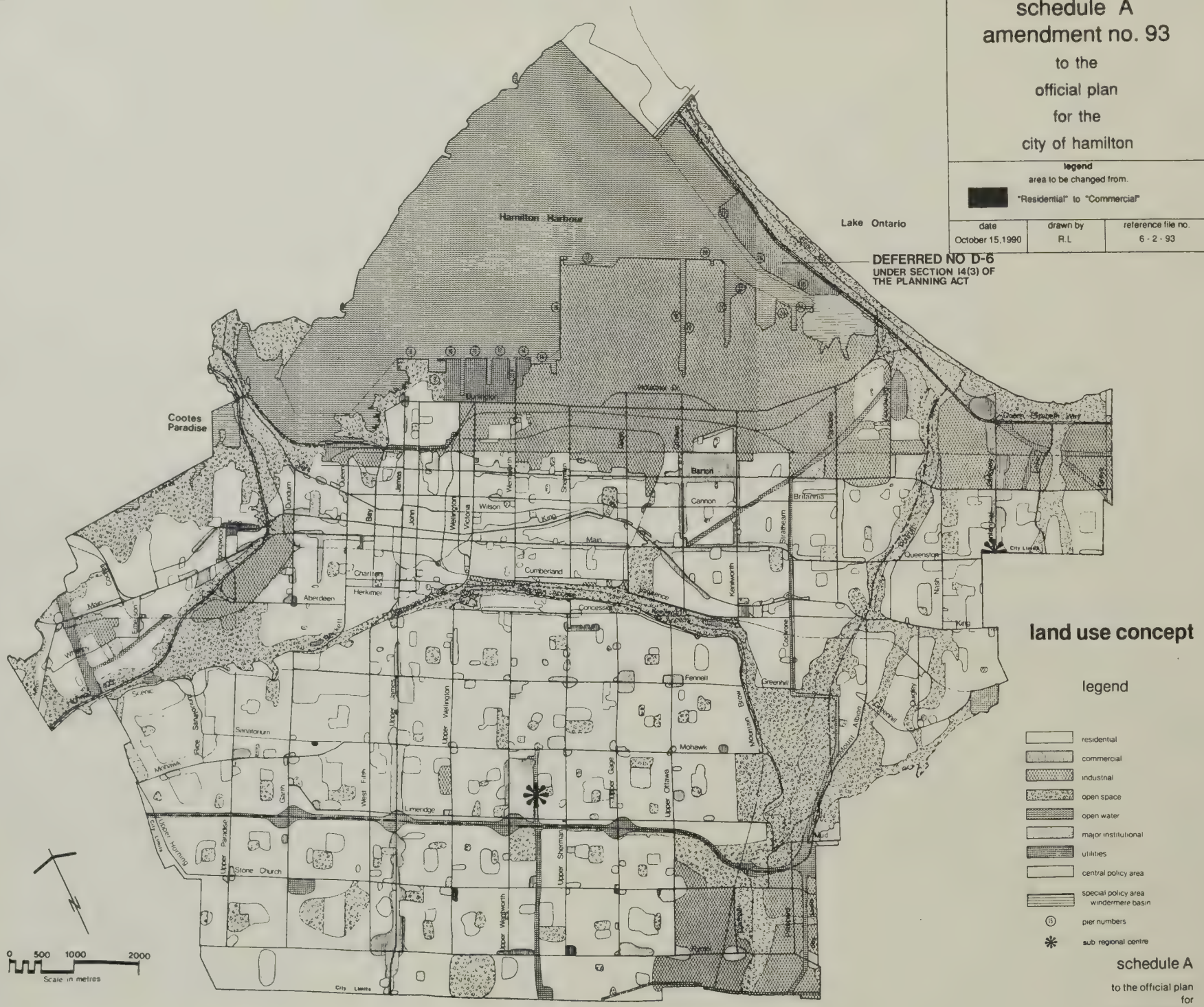
Mayor

K.W.E.:ns
A:\AMENDLET

schedule A
amendment no. 93
to the
official plan
for the
city of hamilton

legend
area to be changed from.
"Residential" to "Commercial"

date	drawn by	reference file no.
October 15,1990	R.L	6 - 2 - 93



land use concept

legend

- residential
- commercial
- industrial
- open space
- open water
- major institutional
- utilities
- central policy area
- special policy area windermere basin
- (15) pier numbers
- ✱ sub regional centre

schedule A
to the official plan
for
the city of hamilton

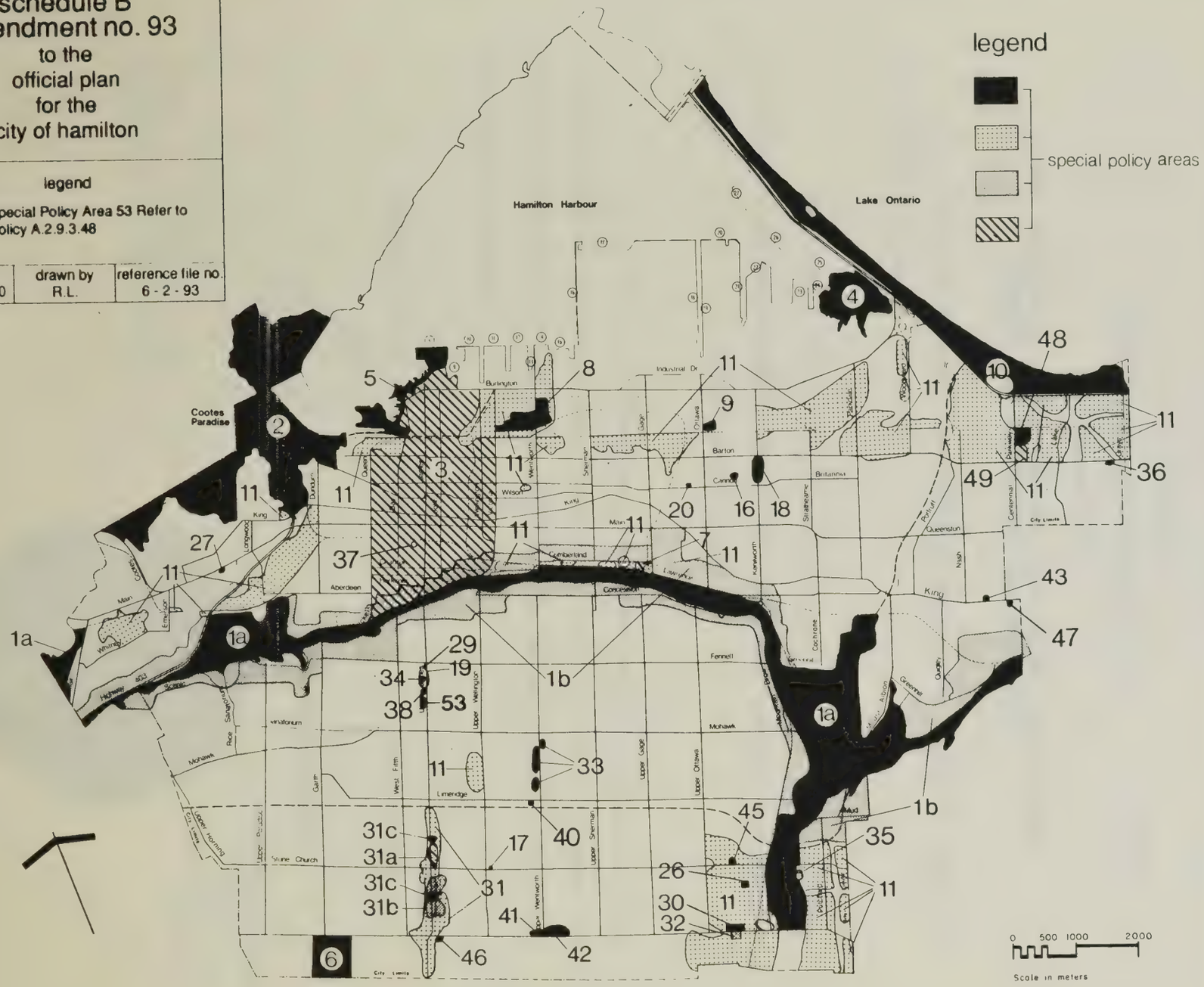
JUNE 30, 1990

schedule B amendment no. 93 to the official plan for the city of hamilton

legend

Special Policy Area 53 Refer to Policy A.2.9.3.48

date	drawn by	reference file no.
Oct 15, 1990	R.L.	6 - 2 - 93



special policy areas

AREA	REFER TO POLICY
1(a)	A.2.9.1.
1(b)	A.2.9.1.
2	A.2.9.2.
3	A.2.9.3.
	A.2.9.3.1.
4	A.2.9.3.2.
5	A.2.9.3.3.
6	A.2.9.3.4.
7	A.2.9.3.5.
8	A.2.9.3.6.
9	A.2.9.3.7.
10	A.2.9.3.8.
11	A.2.9.3.9.
16	A.2.9.3.14.
17	A.2.9.3.15.
18	A.2.9.3.16.
19	A.2.9.3.17.
20	A.2.9.3.18.
26	A.2.9.3.21.
27	A.2.9.3.22.
29	A.2.9.3.24.
30	A.2.9.3.25.
31	A.2.9.3.26.
31(a)	A.2.9.3.26.
31(b)	A.2.9.3.26.
31(c)	A.2.9.3.26.
32	A.2.9.3.27.
33	A.2.9.3.28.
34	A.2.9.3.29.
35	A.2.9.3.30.
36	A.2.9.3.31.
37	A.2.9.3.32.
38	A.2.9.3.33.
40	A.2.9.3.35.
41	A.2.9.3.36.
42	A.2.9.3.37.
43	A.2.9.3.38.
45	A.2.9.3.40.
46	A.2.9.3.41.
47	A.2.9.3.42.
48	A.2.9.3.43.
49	A.2.9.3.44.

Refer to Schedule B - 1 for Special Policy Areas in the Downtown

schedule B

to the official plan for the city of hamilton

90 06 30

Bill No. C-151

The Corporation of the City of Hamilton

BY-LAW NO. 90-305

To Adopt:

Official Plan Amendment No. 94

Respecting:

LAND LOCATED AT MUNICIPAL NO. 710 UPPER JAMES STREET WITHIN THE BONNINGTON NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 94 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 30th day of October A.D. 1990.

City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 17 R.P.D.C. 12(a), October 9
Katherine Murray, Owner
ZA-90-31

AMENDMENT NO. 94

TO THE

CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedules "A" and "B", attached hereto, constitutes Official Plan Amendment No. 94.

PURPOSE

The purpose of this Amendment is to: 1) redesignate the subject lands from "Residential" to "Commercial"; and 2) establish a "Special Policy Area" to permit limited commercial uses within the existing building.

LOCATION

The subject lands are known municipally as 710 Upper James Street, within the Bonnington Neighbourhood.

BASIS

The basis for permitting the conversion of the existing building for limited commercial uses is as follows:

- the subject lands are suitably located on a major arterial road;
- the proposal is consistent with existing development in the area;
- the proposal will not overburden existing sewers and watermains; and,
- the existing low-profile streetscape is maintained as the existing building is retained.

ACTUAL CHANGES

1) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.

2) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.49:

"Within SPECIAL POLICY AREA 54, identified on Schedule B - Special Policy Areas and known municipally as 710 Upper James Street, limited commercial uses shall be permitted within the existing building as well as residential uses. In the event the existing building is destroyed, it will only be replaced by a building with the same external dimensions and floor area."

3) The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 54; and,
- "Area 54 refer to Policy A.2.9.3.49", in the legend.

as shown on the attached Schedule "B" of this Amendment.

IMPLEMENTATION

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 90-305, passed on the 30th day of October, 1990.

THE CORPORATION OF THE

CITY OF HAMILTON

City Clerk

Mayor

K.W.E.:ns
A:\AMENDLET

schedule A
amendment no. 94

to the

official plan

for the

city of hamilton

legend

▇ area to be changed from "Residential" to "Commercial"

date	drawn by	reference file no.
October 15, 1990	R.L.	6 - 2 - 94

DEFERRED NO D-6
UNDER SECTION 14(3) OF
THE PLANNING ACT

land use concept

legend

- ▭ residential
- ▭ commercial
- ▨ industrial
- ▨ open space
- ▨ open water
- ▭ major institutiona
- ▨ utilities
- ▭ central policy area
- ▤ special policy area windermere basin
- ⑮ pier numbers
- ✱ sub regional centre

schedule A

to the official plan
for
the city of hamilton

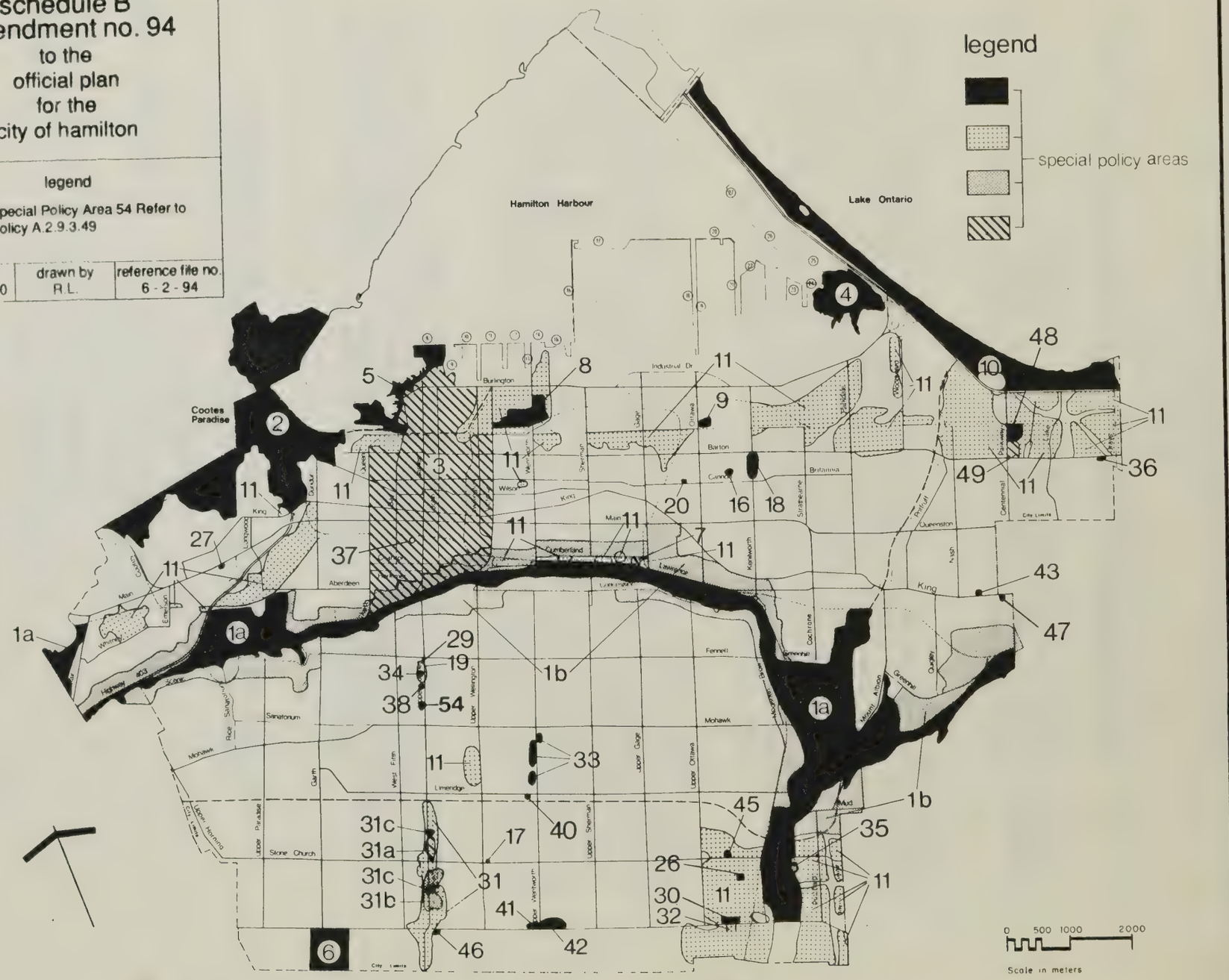
JUNE 30 1990

schedule B amendment no. 94
to the
official plan
for the
city of hamilton

legend

▇ Special Policy Area 54 Refer to Policy A.2.9.3.49

date	drawn by	reference file no.
Oct 15, 1990	R.L.	6 - 2 - 94



special policy areas

AREA	REFER TO POLICY
1(a)	A.2.9.1.
1(b)	A.2.9.1.
2	A.2.9.2.
3	A.2 9.3. A.2.9.3.1.
4	A.2.9.3.2.
5	A.2.9.3.3.
6	A.2.9.3.4.
7	A.2.9.3.5.
8	A.2.9.3.6.
9	A.2.9.3.7.
10	A.2.9.3.8.
11	A.2.9.3.9.
16	A.2.9.3.14.
17	A.2.9.3.15.
18	A.2.9.3.16.
19	A.2.9.3.17.
20	A.2.9.3.18.
26	A.2.9.3.21.
27	A.2.9.3.22.
29	A.2.9.3.24.
30	A.2.9.3.25.
31	A.2.9.3.26.
31(a)	A.2.9.3.26.
31(b)	A.2.9.3.26.
31(c)	A 2.9.3.26.
32	A.2.9.3.27.
33	A.2.9.3.28.
34	A.2.9.3.29.
35	A.2 9.3.30.
36	A.2.9.3.31.
37	A.2.9.3.32.
38	A.2.9.3.33.
40	A.2.9.3.35.
41	A.2.9.3.36.
42	A.2.9.3.37.
43	A.2.9.3.38.
45	A.2.9.3.40.
46	A.2.9.3.41.
47	A.2.9.3.42.
48	A.2.9.3.43.
49	A.2.9.3.44.

Refer to Schedule B - 1 for Special Policy Areas in the Downtown

schedule B

to the official plan
for
the city of hamilton

90 06 30

URBAN/MUNICIPAL

1990

Bill No. C-152

The Corporation of the City of Hamilton

BY-LAW NO. 90-306

To Amend:

Zoning By-law No. 6593
As Amended By By-law No. 86-273

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 69 RYMAL ROAD EAST AND THE REAR PART OF MUNICIPAL NO. 75 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-273 on the 1st day of October 1986 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the lands located at Municipal Nos. 55 and 59 Rymal Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 22 of the 16th Report of the Planning and Development Committee at its meeting held on the 25th day of September 1990, recommended that Zoning By-law No. 6593, as amended by By-law No. 86-273, be further amended to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-9D and E-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

   (a) by changing from **"AA"** (Agricultural) District to **"C"** (Urban Protected Residential, etc.) District, the land comprised in Block 1, and

   (b) by changing from **"AA"** (Agricultural) District to **"HH"** (Restricted Community Shopping and Commercial) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The **"HH"** (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land referred to in section 1(b) are amended to the extent only of the special requirement that,

(a) a planting strip not less than 1.5 m in width, and a visual barrier not less than 1.2 m and not more than 2.0 m in height, shall be provided and maintained along the easterly side property line.

3. Section 2 of By-law No. 86-273 is amended by deleting the words "of Block 2 and along the easterly lot lines of Blocks 2 and 3" in the last paragraph, and inserting in lieu thereof "and along the northerly 53.40 m portion of the easterly lot line of Block 2.

4. In all other respects, By-law No. 86-273 is hereby confirmed, unchanged.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2 of this by-law and Section 2 of By-law No. 86-273.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-980a.

7. Sheets No. E-9D and E-9E of the District Maps are amended by marking the lands referred to in section 1(b) of this by-law and section 1(b) of By-law No. 86-273, S-980a.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *30th* day of *October* A.D. 1990.

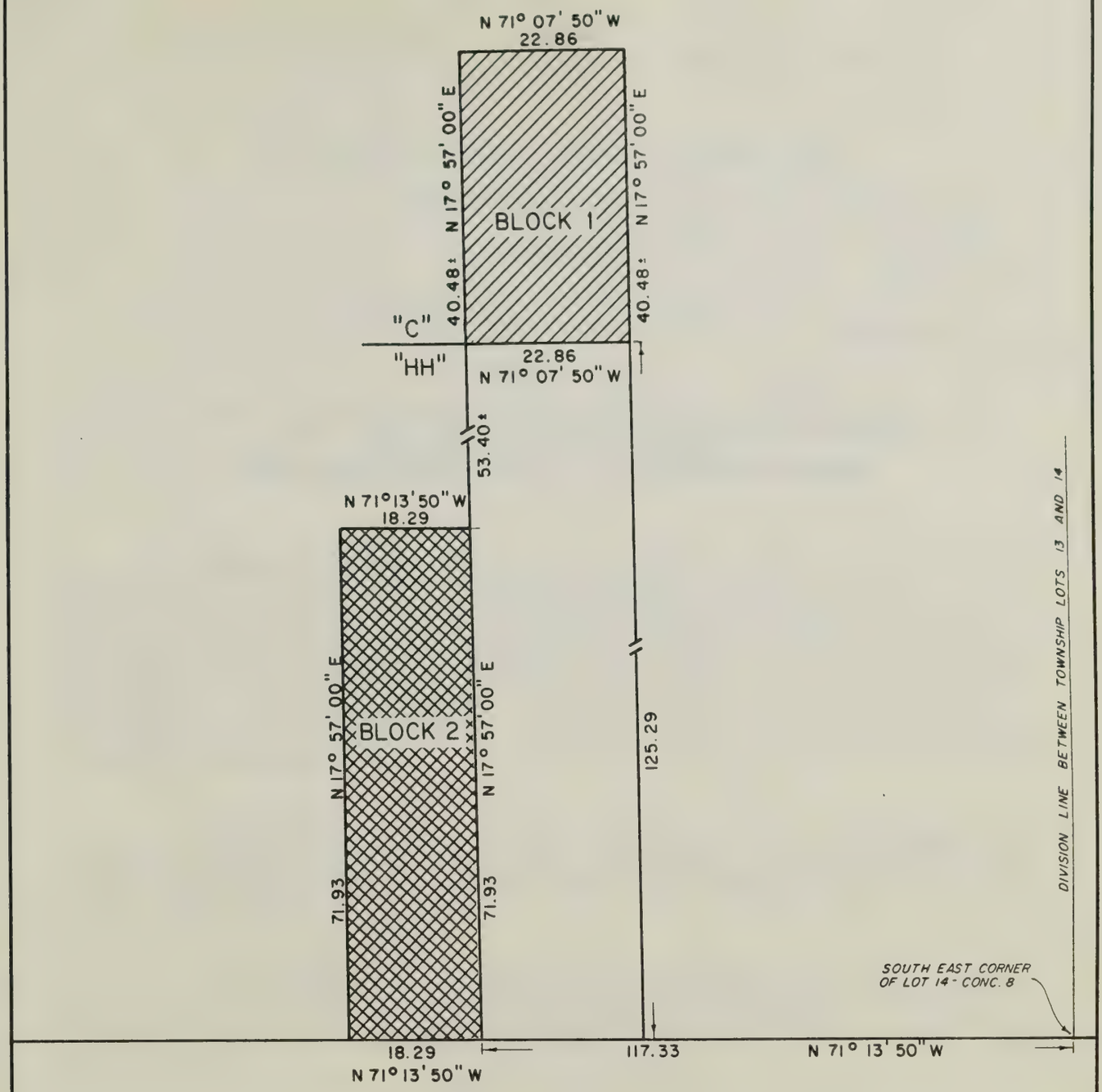
City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 16 R.P.D.C. 22, September 25
668550 Ontario Limited (A. Tuite and
L. Centurami), Owners
Amended ZA-90-43



RYMAL ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-306
Passed the 30th day of October, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-306
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend
Change in zoning from:

BLOCK 1 — "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

BLOCK 2 — "AA" (Agricultural) to "HH" (Restricted Community Shopping and Commercial) District, Modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90-43
	Date	Drawn By
	OCTOBER, 1990	L.B.

Bill No. C-153

The Corporation of the City of Hamilton

BY-LAW NO. 90-307

To Amend:

Zoning By-law No. 6593
As Amended by By-law No. 87-184

Respecting:

LANDS LOCATED ON THE SOUTH SIDE OF BEAVERTON DRIVE AND EAST OF ACADIA DRIVE (MUNICIPALLY KNOWN AS NO. 15 BEAVERTON DRIVE)

WHEREAS By-law No. 87-184, passed by the Council of The Corporation of the City of Hamilton on the 23rd day of June 1987, rezoned the above-captioned lands from **"AA"** (Agricultural) District to **"R-4"-'H'** (Small Lot Single-Family Detached - Holding) District, for the land comprised in Block 1 and from **"C"** (Urban Protected Residential, etc.) District to **"R-4"-'H'** (Small Lot Single-Family Detached - Holding) District, for the land comprised in Block 2, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS Section 2(a) of By-law No. 87-184 provides that upon installation of all such municipal sewers as the City deems necessary, the 'H' symbol shall be removed by amendment to By-law No. 87-184;

AND WHEREAS By-law No. 87-184 amended Section 19B of By-law No. 6593 by noting the lands described in Schedule "A" annexed thereto as S-1028 regarding the completion of a plan of subdivision;

AND WHEREAS the draft plan of subdivision for the lands described in Schedule "A" has been approved;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Section 29 of the 16th Report of the Planning and Development Committee at its meeting held on the 25th day of September 1990, recommended that the City Solicitor prepare the necessary by-law to remove the 'H' symbol in respect of the above lands.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 87-184, passed on the 23rd day of June 1987, to the **"R-4"** (Small Lot Single-Family Detached) District, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", is hereby removed, and the development of the land may proceed in accordance with the **"R-4"** (Small Lot Single-Family Detached) District provisions.

2. Sheet No. E-27C of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 87-184, is further amended by changing from **"R-4"-'H'** (Small Lot Single-Family Detached - Holding) District to **"R-4"** (Small Lot Single-Family Detached) District the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District provisions.

4. Sections 4 and 5 of By-law No. 87-184 are hereby repealed.

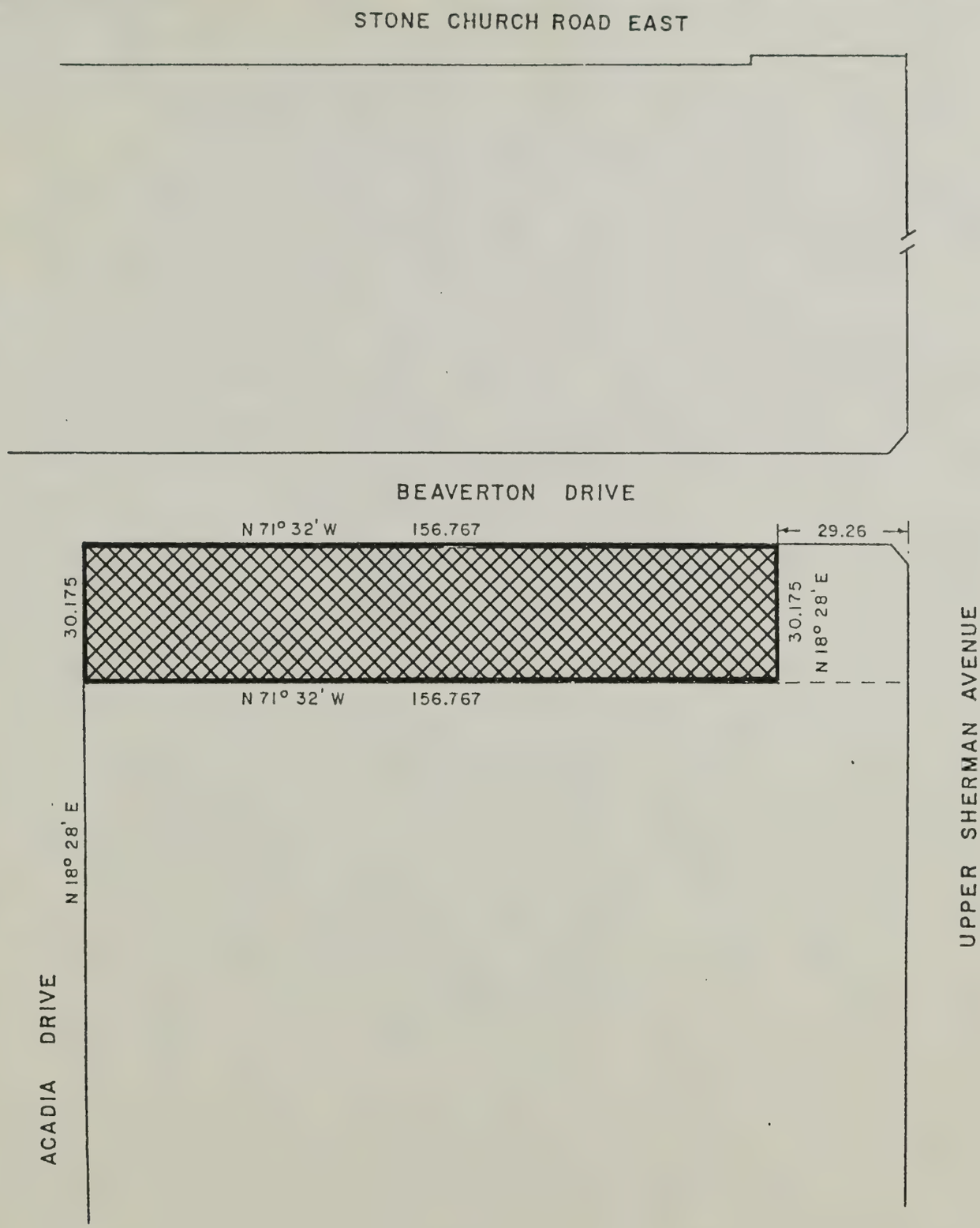
PASSED this *30th* day of *October* A.D. 1990.

City Clerk Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 16 R.P.D.C. 29, September 25
Salci Developments, Owner
ZA-90-64



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-307
Passed the 30th day of October, 1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-307
to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be regulated by
By-Law No. 90-.....

North	Scale	Reference File No.
	NOT TO SCALE	ZA90-64
	Date	Drawn By
	SEPTEMBER, 1990	T.A.

10/30/90

Bill No. H-111

BY-LAW NO. 90 - 308

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30th DAY OF OCTOBER A.D., 1990.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this *30th* day of *October* A.D. 1990

CITY CLERK MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. C-154

The Corporation of the City of Hamilton

BY-LAW NO. 90- *311*

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 480 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"AA"** (Agricultural) District to **"C"-'H'** (Urban Protected Residential, etc. - Holding) District, the lands comprised in Blocks 1, 2, 3 and 7; and

(b) by changing from **"AA"** (Agricultural) District to **"R-4"-'H'** (Small Lot Single-Family Detached - Holding) District, the land comprised in Block 4; and

(c) by changing from **"AA"** (Agricultural) District to **"RT-20"-'H'** (Townhouse - Maisonette - Holding) District, the land comprised in Block 5; and

(d) by changing from **"B-2"** (Suburban Residential) District to **"C"-'H'** (Urban Protected Residential, etc. - Holding) District, the land comprised in Block 6,

the extent and boundaries of each of which Blocks 1, 2, 3, 4, 5, 6 and 7 are shown on a plan hereto annexed as Schedule "A".

2. The **"C"** (Urban Protected Residential, etc.) District, **"R-4"** (Small Lot Single-Family Detached) District and **"RT-20"** (Townhouse - Maisonette) District referred to in section 1 shall be subject to the special requirement that,

(a) upon the availability of all such municipal sewers serving the subject lands as the City deems necessary, the 'H' symbol shall be removed by amendment to this by-law, and the development of the lands referred to in section 1 may proceed in accordance with the "C" District, "R-4" District and "RT-20 District provisions.

3. The **"C"** (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the land comprised in Block 7, referred to in section 1(a), are amended to the extent only of the special requirement that,

(a) notwithstanding Section 9(4) of By-law No. 6593, a lot width of not less than 10 m and a lot area of not less than 300 m^2 shall be permitted for the lot located at the northwest corner of Claudette Gate and Roland Road.

4. The **"RT-20"** (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the land comprised in Block 5, referred to in section 1(c), are amended to the extent only of the special requirements that,

(a) Section 10E(2)(a)(3) of By-law No. 6593 shall not apply;

(b) a visual barrier not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the northerly and westerly boundaries of Block 5.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District and "RT-20" District provisions, subject to the special requirements referred to in sections 2 and 3.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1195.

7. Sheet No. W-27D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1195.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this *13th* day of *November* A.D. 1990.

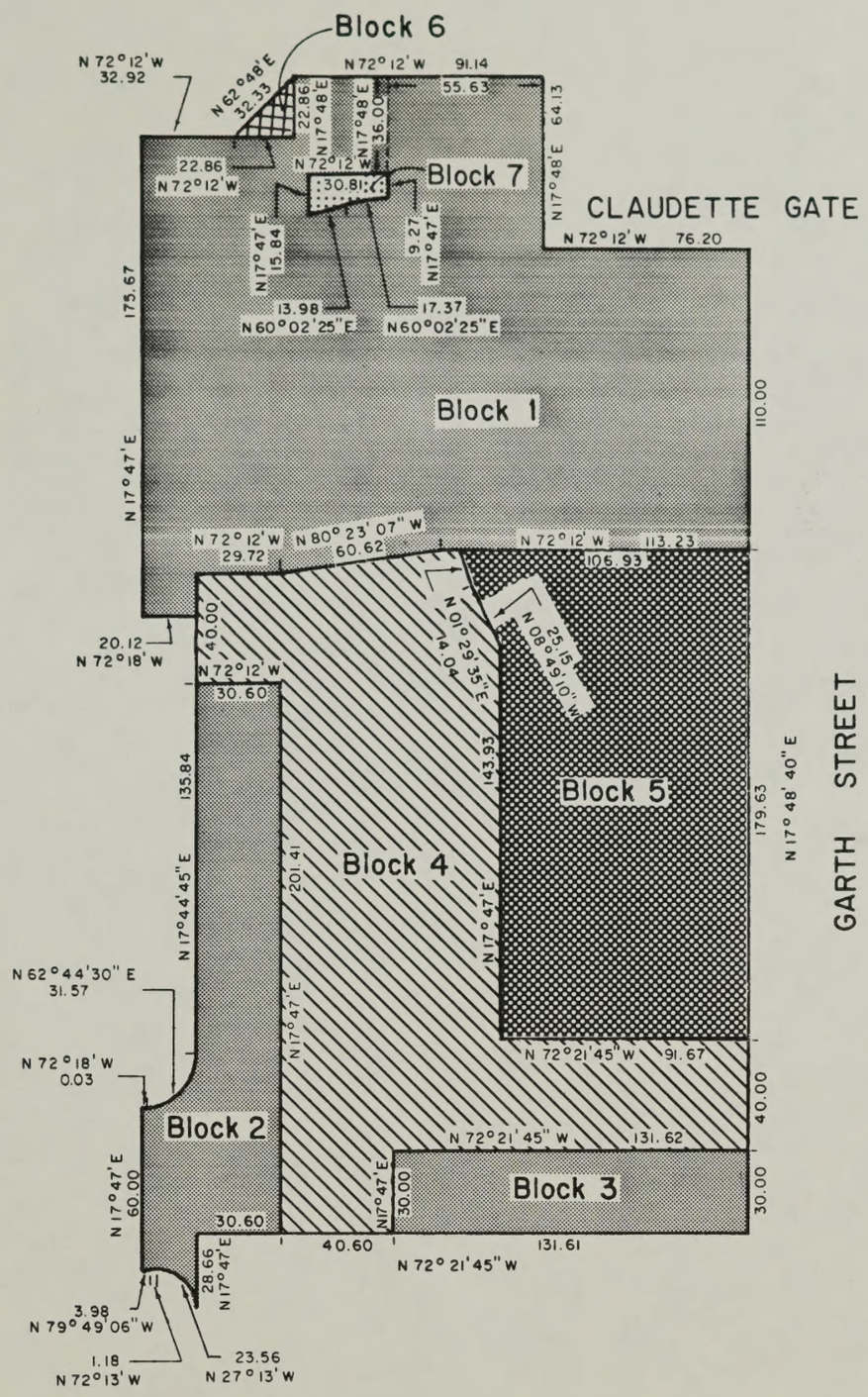
City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1990) 17 R.P.D.C. 9, October 9
880064 Ontario Inc. (A. DiSilvestro), Owner
Amended ZA-90-09



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 90-...311
Passed the 13th.... day of November..... ,1990.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 90-...311..

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Blocks 1, 2 & 3	Change in zoning from "AA" (Agricultural) District to "C"-"H" (Urban Protected Residential, etc.-Holding) District.
Block 4	Change in zoning from "AA" (Agricultural) District to "R-4"-"H" (Small Lot Single-Family Detatched-Holding) District
Block 5	Change in zoning from "AA" (Agricultural) District to "RT-20"-"H" (Townhouse-Maisonette-Holding) District.
Block 6	Change in zoning from "B-2" (Suburban Residential) District to "C"-"H" (Urban Protected Residential, etc.-Holding) District.
Block 7	Change in zoning from "AA" (Agricultural) District to "C-"H" (Urban Protected Residential, etc.-Holding) District,modified.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 90 - 09
	Date	Drawn By
	NOVEMBER, 1990	L.B.